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**URBAN
MUNICIPAL**

BY-LAWS OF THE CORPORATION
OF THE CITY OF HAMILTON

99-120 ...

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 99- 120

BEING A BY-LAW TO AMEND
BY-LAW NO. 89-72 TO REGULATE TRAFFIC ,

WHEREAS Section 210(123) of the Municipal Act, R.S.O. 1990, Chapter M.45, as amended, confers upon the councils of all municipalities the power to enact by-laws for regulating traffic on highways subject to the Highway Traffic Act;

AND WHEREAS Section 314(7) of the Municipal Act confers upon councils of all municipalities the power to enact by-laws to provide for placing, regulating and maintaining upon the public highways traffic signs for the purpose of guiding and directing traffic;

AND WHEREAS on the 28th day of February, 1989, the Council of the Corporation of the City of Hamilton enacted By-law 89-72 to regulate traffic;

AND WHEREAS it is necessary to amend By-law 89-72, as amended;

NOW THEREFORE the Council of the Corporation of the City of Hamilton enacts as follows:

1. That **Schedule 24 (Parking Meter Locations)** of By-law 89-72, as amended, is hereby further amended by adding to **Section 3(b)** thereof, (One Hour/One Dollar per Hour) the following items, namely:-

"Jackson North Caroline to Bay

Hunter North John to Hughson"

and by deleting from **Section 3(b) thereof**, the following items, namely:-

"Jackson North Caroline to 195 feet east

Hunter North John to 110 feet east of Hughson"

and by deleting from **Section 5** thereof, (Fifteen Minute Limit/twenty five cents for fifteen minutes) the following items, namely:-

"Jackson North Bay to 130 feet west

Hunter North Hughson to 110 feet easterly therefrom"

2. That **Schedule 25 (Parking Time Limits)** of By-law 89-72, as amended, is hereby further amended by adding thereto the following items, namely:-

"Stroud West Royal to C.P. RR tracks 1 hr 8 am - 6 pm Mon - Fri

Hess East Robinson to Duke 3 hr 8 am - 8 am Mon - Sun"
(24 hrs)

3. That **Schedule 26 (No Parking Areas)** of By-law 89-72, as amended, is hereby further amended by adding thereto the following items, namely:-

"Locke	West	commencing 100 feet north of Charlton and extending 19 feet northerly therefrom	Anytime
Ironwood	North & East	commencing 177 feet west of Nina and extending 80 feet westerly and northerly therefrom	Anytime"

4. That **Schedule 27 (Alternate Side Parking)** of By-law 89-72, as amended, is hereby further amended by adding thereto the following item, namely:-

"Sorrento Place Como Place to the northerly end	West	East"
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5. That **Schedule 34 (Sticker Permit Parking)** of By-law 89-72, as amended, is hereby further amended by adding thereto the following items, namely:-

"Barton	South	commencing 95 feet west of Ray and extending 19 feet westerly therefrom	Anytime
Florence	South	commencing 71 feet east of Locke and extending 20 feet easterly therefrom	Anytime
Catharine	West	commencing 253 feet north of Barton and extending 20 feet northerly therefrom	Anytime
Catharine	East	commencing 250 feet north of Barton and extending 16 feet northerly therefrom	Anytime
Emerald	West	commencing 38 feet north of Evans and extending 20 feet northerly	Anytime
Emerald	West	commencing 80 feet south of Cannon and extending 20 feet southerly therefrom	Anytime
Tragina	West	commencing 259 feet south of Dunsmure and extending 19 feet southerly	Anytime
East 24th	West	commencing 146 feet north of Crockett and extending 23 feet northerly	Anytime"

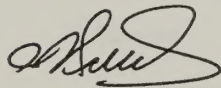
and by deleting therefrom the following items, namely:-

"Peter	North	commencing at a point 47 feet west of Ray to a point 21 feet westerly therefrom	Anytime
Holmes	South	from a point 49 feet west of Emerson to a point 20 feet westerly therefrom	Anytime
Hunter	North	commencing at a point 101 feet east of James extending to a point 31 feet easterly therefrom	Anytime
Cathcart	East	commencing 220 feet south of Cannon and extending 21 feet southerly therefrom	Anytime

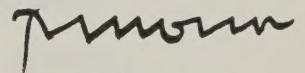
Erie	East	commencing at a point 337 feet south of Main to a point 20 feet southerly therefrom	Anytime
Douglas	East	commencing 25 feet south of Keith and extending 18 feet southerly therefrom	Anytime
Gertrude	North	commencing 4 feet west of the extended curb line of Rowanwood and extending 19 feet westerly therefrom	Anytime
Craigmillier	South	commencing at a point 113 feet west of Ottawa to a point 26 feet westerly therefrom	Anytime
Cameron	West	commencing at a point 25 feet north Central to a point 28 feet northerly therefrom	Anytime"

6. In all other respects By-law 89-72 and all Schedules thereto, as amended, are hereby confirmed unchanged.
7. This By-law shall come into force and take effect on the date of its passing and enactment.

PASSED this 7th day of September 1999.



MUNICIPAL CLERK



MAYOR

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 99- 121

BEING A BY-LAW TO AMEND
BY-LAW NO. 89-72 TO REGULATE TRAFFIC

WHEREAS Section 210(123) of the Municipal Act, R.S.O. 1990, Chapter M.45, as amended, confers upon the councils of all municipalities the power to enact by-laws for regulating traffic on highways subject to the Highway Traffic Act;

AND WHEREAS Section 314(7) of the Municipal Act confers upon councils of all municipalities the power to enact by-laws to provide for placing, regulating and maintaining upon the public highways traffic signs for the purpose of guiding and directing traffic;

AND WHEREAS on the 28th day of February, 1989, the Council of the Corporation of the City of Hamilton enacted By-law 89-72 to regulate traffic;

AND WHEREAS it is necessary to amend By-law 89-72, as amended;

NOW THEREFORE the Council of the Corporation of the City of Hamilton enacts as follows:

1. That **Schedule 10 (Stops At Intersections)** of By-law 89-72, as amended, is hereby further amended by adding thereto the following items, namely:-

"Robins	Northbound	Britannia
Covington	Northbound	Cascade
Erin	Southbound	Dundonald
Haskins	Eastbound	Montmorency
East 37th	Northbound and Southbound	Seventh
Naples	Eastbound	Massena
Kirkfield	Eastbound	Jacqueline
Mackenzie	Westbound	East 27th"

2. That **Schedule 11 (Yield Right of Way Signs)** of By-law 89-72, as amended, is hereby further amended by deleting therefrom the following item, namely:-

"Mackenzie	Westbound	East 27th"
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3. That **Schedule 29 (No Stopping Areas)** of By-law 89-72, as amended, is hereby further amended by adding thereto the following items, namely:-

"Roxborough North commencing 203 feet west of Kenilworth and extending 86 feet westerly therefrom	Anytime
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Summercrest East commencing 180 feet south of the extended Anytime
south curb line of Summercrest and
extending 30 feet southerly therefrom

Southwood West Morningside to 99 feet southerly Anytime"

and by deleting therefrom the following item, namely:-

"Grosvenor West Justine to 65 feet north Anytime"

4. That **Schedule 31 (School Bus Loading Zones)** of By-law 89-72, as amended, is hereby further amended by adding thereto the following item, namely:-

"Cannon North 80 feet commencing 103 feet 7:00a.m. - 6:00p.m."
west of Kenilworth Monday - Saturday"

and by deleting therefrom the following item, namely:-

"Britannia South 70 feet commencing 20 feet 7:00a.m. - 6:00p.m."
west of the west curb Monday - Saturday
line of Alice

5. That **Schedule 35 (Wheelchair Loading Zones)** of By-law 89-72, as amended, is hereby further amended by adding thereto the following items, namely:-

"Simcoe North 27 feet 115 feet east of Catharine 7:00 am - 6:00 pm
Monday - Sunday

Towercrest South 50 feet commencing at the east 8:00 am - 6:00 pm
property line of No. 32 Monday - Sunday
Towercrest

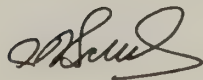
East 24th East 25 feet commencing 102 feet Anytime"
south of Crockett

and by deleting therefrom the following item, namely:-

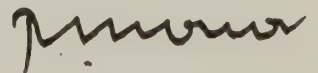
"Delena West 22 feet 308 feet south of Dunsmure Anytime"

6. In all other respects, By-law 89-72 and all Schedules thereto, as amended, are hereby confirmed unchanged.
7. This By-law shall come into force and take effect on the date of its passing and enactment.

PASSED this 7th day of September 1999.



MUNICIPAL CLERK



MAYOR

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 99-122

TO INCORPORATE CITY LAND
DESIGNATED AS BLOCK 28, ON PLAN 62M-733
INTO UPPER GAGE AVENUE

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it necessary to incorporate the land described below into the highway known as Upper Gage Avenue within its limits;

AND WHEREAS the said land is owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. That the following land is hereby established and laid out as a public highway to form part of Upper Gage Avenue;

All of Block 28, on Plan 62M-733.

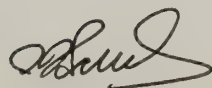
City of Hamilton

Regional Municipality of Hamilton-Wentworth

2. That the Commissioner of Transportation or his duly authorized agent is hereby authorized to open the said land as a public highway.

3. That this by-law comes into force and takes effect on the date of its registration in the Land Registry Office (No. 62).

PASSED this 7th day of September A.D. 1999



Municipal Clerk



Mayor

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 99-123

TO INCORPORATE CITY LAND
DESIGNATED AS
BLOCK 29, ON PLAN 62M-733 & BLOCK 74, ON PLAN 62M-780
INTO TERNI BOULEVARD

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it necessary to incorporate the land described below into the highway known as Terni Boulevard within its limits;

AND WHEREAS the said land is owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. That the following land is hereby established and laid out as a public highway to form part of Terni Boulevard;

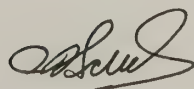
All of Block 29, on Plan 62M-733 & all of Block 74, on Plan 62M-780.

City of Hamilton

Regional Municipality of Hamilton-Wentworth

2. That the Commissioner of Transportation or his duly authorized agent is hereby authorized to open the said land as a public highway.
3. That this by-law comes into force and takes effect on the date of its registration in the Land Registry Office (No. 62).

PASSED this 7th day of September A.D. 1999



Municipal Clerk



Mayor

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 99-124

TO INCORPORATE CITY LAND
DESIGNATED AS PART 3, ON PLAN 62R-8775
INTO REXFORD DRIVE

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it necessary to incorporate the land described below into the highway known as Rexford Drive within its limits;

AND WHEREAS the said land is owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. That the following land is hereby established and laid out as a public highway to form part of Rexford Drive;

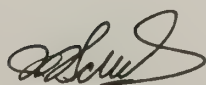
Part of Lot 7, Concession 7, in the geographic township of Barton, designated as Part 3, on Plan 62R-8775.

City of Hamilton

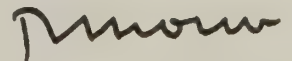
Regional Municipality of Hamilton-Wentworth

2. That the Commissioner of Transportation or his duly authorized agent is hereby authorized to open the said land as a public highway.
3. That this by-law comes into force and takes effect on the date of its registration in the Land Registry Office (No. 62).

PASSED this 7th day of September A.D. 1999



Municipal Clerk



Mayor

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 99-125

TO INCORPORATE CITY LAND
DESIGNATED AS BLOCK 60, ON PLAN 62M-846
INTO REDFERN AVENUE

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it necessary to incorporate the land described below into the highway known as Redfern Avenue within its limits;

AND WHEREAS the said land is owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. That the following land is hereby established and laid out as a public highway to form part of Redfern Avenue;

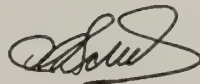
All of Block 60, on Plan 62M-846.

City of Hamilton

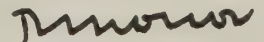
Regional Municipality of Hamilton-Wentworth

2. That the Commissioner of Transportation or his duly authorized agent is hereby authorized to open the said land as a public highway.
3. That this by-law comes into force and takes effect on the date of its registration in the Land Registry Office (No. 62).

PASSED this 7th day of September A.D. 1999



Municipal Clerk



Mayor

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 99- 126

TO INCORPORATE CITY LAND
DESIGNATED AS PARCEL "C", ON REGISTERED PLAN 1053
INTO JEREMY STREET

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it necessary to incorporate the land described below into the highway known as Jeremy Street within its limits;

AND WHEREAS the said land is owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. That the following land is hereby established and laid out as a public highway to form part of Jeremy Street;

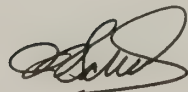
All of Parcel "C", on Registered Plan 1053.

City of Hamilton

Regional Municipality of Hamilton-Wentworth

2. That the Commissioner of Transportation or his duly authorized agent is hereby authorized to open the said land as a public highway.
3. That this by-law comes into force and takes effect on the date of its registration in the Land Registry Office (No. 62).

PASSED this 7th day of September A.D. 1999



Municipal Clerk



Mayor

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 99- 127

TO INCORPORATE CITY LAND
DESIGNATED AS BLOCK 61, ON PLAN 62M-846
INTO HEPBURN CRESCENT

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it necessary to incorporate the land described below into the highway known as Hepburn Crescent within its limits;

AND WHEREAS the said land is owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. That the following land is hereby established and laid out as a public highway to form part of Hepburn Crescent;

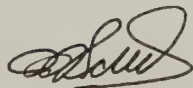
All of Block 61, on Plan 62M-846.

City of Hamilton

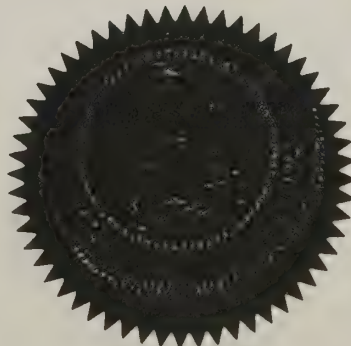
Regional Municipality of Hamilton-Wentworth

2. That the Commissioner of Transportation or his duly authorized agent is hereby authorized to open the said land as a public highway.
3. That this by-law comes into force and takes effect on the date of its registration in the Land Registry Office (No. 62).

PASSED this 7th day of September A.D. 1999



Municipal Clerk



Mayor

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 99- 128

TO INCORPORATE CITY LAND
DESIGNATED AS PART 21, ON PLAN 62R-12060
INTO CHEDMAC DRIVE

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it necessary to incorporate the land described below into the highway known as Chedmac Drive within its limits;

AND WHEREAS the said land is owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. That the following land is hereby established and laid out as a public highway to form part of Chedmac Drive;

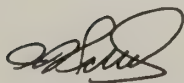
Part of Lot 56, Concession 2, in the geographic township of Ancaster, designated as Part 21, on Plan 62R-12060.

City of Hamilton

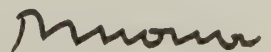
Regional Municipality of Hamilton-Wentworth

2. That the Commissioner of Transportation or his duly authorized agent is hereby authorized to open the said land as a public highway.
3. That this by-law comes into force and takes effect on the date of its registration in the Land Registry Office (No. 62).

PASSED this 7th day of September A.D. 1999



Municipal Clerk



Mayor

THE CORPORATION OF THE CITY OF HAMILTON**BY-LAW NO. 99-129****To Amend:****Local Improvement By-Law No. 10605****Respecting:****REVISED COSTS TO THE CORPORATION
FOR THE INSTALLATION OF LOCAL IMPROVEMENTS**

WHEREAS By-Law No. 10605, passed on the 15th day of December, 1964, as amended by By-Laws Nos. 67-150, 73-72, 80-127, 80-156, 82-40, 83-75, 84-41, 85-70, 86-78, 88-096, 89-76, 90-49, 91-16, 92-102, 93-002, 94-002, 96-057, 97-024 and 98-191 provides for the undertaking of local improvements in accordance with the Local Improvement Act;

AND WHEREAS subsection 4a of section 13 of said By-Law No. 10605, as amended, provides for the local improvement rates to be charged against abutting lands for work done under the Local Improvement Act;

AND WHEREAS By-Law No. 98-191, passed on the 7th day of July, 1998 repealed subsection 4a of section 13 to By-Law No. 10605, as amended, and re-enacted a new subsection 4a to section 13 to provide for increased maximum local improvement rates, chargeable on a per metre frontage basis against abutting lands for work done under the Local Improvement Act;

AND WHEREAS City Council, on February 9, 1999, in adopting Item 8 of the 2nd Report of the Transport and Environment Committee directed that the maximum local improvement charges per metre of frontage be increased as hereinafter provided;

NOW THEREFORE the Council of the Corporation of the City of Hamilton enacts as follows:

1. Subsection 4a of section 13 of By-Law No. 10605, as re-enacted by By-Law No. 98-191, is repealed and the following substituted therefore:

(4a) The chargeable amount per metre frontage referred to in clause (a) of subsection 4 shall be as follows:

1. For curbs only at the rate of \$74.00 per metre frontage.
2. For sidewalks only at the rate of \$105.00 per metre frontage.
3. For sidewalks and independent curbs or combined sidewalks and curbs, at the rate of \$151.00 per metre frontage.
4. For roadway only, at the rate of \$256.00 per metre frontage.
5. For alleys, at the rate of \$90.00 per metre frontage.
6. For roadway and curbs only in industrial subdivisions, at the rate of \$338.00 per metre frontage.

2. In all other respects By-Law No. 10605, as amended, is hereby confirmed, unchanged.

PASSED this 7th day of September A.D. 1999.



MUNICIPAL CLERK



MAYOR

(1999) 2 R.T.E.C. 8, February 9

The Corporation of the City of Hamilton

BY-LAW NO. 99— 130

To Extend By-law No. 98-226

Respecting:

Land within the "Wisemount Estates, Phase 9" Subdivision, Plan 62M-836
from Part Lot Control

WHEREAS subsection 5 of Section 50 of the Planning Act, (R.S.O. 1990, Chapter P.13) establishes part-lot control on land within registered plans of subdivision;

AND WHEREAS subsection 7 of Section 50 of the Planning Act, states, in part, as follows:

- (7) **Designation of lands not subject to part lot control.** — Despite subsection (5), the council of a local municipality may by by-law provide that subsection (5) does not apply to land that is within such registered plan or plans of subdivision or parts of them as are designated in the by-law.
- (7.1) **Requirement for approval of by-law.** — A by-law passed under subsection (7) does not take effect until it has been approved by the appropriate approval authority for the purpose of sections 51 and 51.1 in respect of the land covered by the by-law.
- (7.2) **Exemption from approval.** — An approval under subsection (7.1) is not required if the council that passes a by-law under subsection (7) is authorized to approve plans of subdivision under section 51.
- (7.3) **Expiration of by-law.** — A by-law passed under subsection (7) may provide that the by-law expires at the expiration of the time period specified in the by-law and the by-law expires at that time.
- (7.4) **Extension of time period.** — The council of a local municipality may, at any time before the expiration of a by-law under subsection (7), amend the by-law to extend the time period specified for the expiration of the by-law and an approval under subsection (7.1) is not required.
- (7.5) **Amendment or repeal.** — The council of a local municipality may, without an approval under subsection (7.1), repeal or amend a by-law passed under subsection (7) to delete part of the land described in it and, when the requirements of subsection (28) have been complied with, subsection (5) applies to the land affected by the repeal or amendment.

AND WHEREAS the Minister has delegated his authority to approve by-laws enacted under subsection 7 of Section 50 of the Planning Act to the Council of The Regional Municipality of Hamilton-Wentworth pursuant to Section 4 of the Planning Act by Ontario Regulation 476/83;

AND WHEREAS the Council of the Corporation of the City of Hamilton enacted By-law No. 98-226 on September 8, 1998 to remove the lands described in section 1 thereof from part lot control, which expires on September 15, 1999,

AND WHEREAS a request has been made for an extension of the time period specified for the expiration of By-law No. 98-226, as it relates to Lots 1 – 3, inclusive, Lots 5 – 10, inclusive, Lots 15 – 21, inclusive, Lot 25 and Lot 26, Registered Plan 62M-836 only;

AND WHEREAS approval under subsection (7.1) of the Planning Act is not required for an extension in accordance with Subsection (7.4) of the Planning Act;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Subsection 2.(c) of By-law No. 98-226 is hereby repealed and the following substituted therefor:

"(c) Other than Lots 1 – 3, inclusive, Lots 5 – 10, inclusive, Lots 15 – 21, inclusive, Lot 25 and Lot 26, this By-law shall no longer be of any force and effect. As it relates to Lots 1 – 3, inclusive, Lots 5 – 10, inclusive, Lots 15 – 21, inclusive, Lot 25 and Lot 26, this By-law expires on October 1, 2000."

2. Section 1. of By-law No. 98-226 is hereby repealed and the following substituted therefor:

"Subsection 5 of Section 50 of the Planning Act, shall not apply, for the purpose of establishing easements allowing rear yard access to each townhouse units from the exterior of each dwelling unit for the purpose of maintenance only, to the following lands:

Lots 1 – 3, inclusive, Lots 5 – 10, inclusive, Lots 15 – 21, inclusive, Lot 25 and Lot 26, within Registered Plan Number 62M-836, in the City of Hamilton, Regional Municipality of Hamilton-Wentworth."

3. In all other respects, By-law No. 98-226 is hereby confirmed, unchanged.

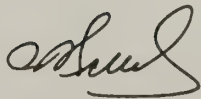
4. Where this by-law has been enacted it shall be registered on title to the land described in section 1 of By-law No. 98-226.

PASSED this 7th

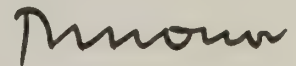
day of

September

A.D. 1999.



MUNICIPAL CLERK

MAYOR

The Corporation of the City of Hamilton

BY-LAW NO. 99 — 131

To Remove
Land within the "Wellington Estates, Phase 1" Subdivision, Plan 62M-885
from Part Lot Control

WHEREAS subsection 5 of Section 50 of the Planning Act, (R.S.O. 1990, Chapter P.13) establishes part-lot control on land within registered plans of subdivision;

AND WHEREAS subsection 7 of Section 50 of the Planning Act, states, in part, as follows:

- (7) **Designation of lands not subject to part lot control.** -- Despite subsection (5), the council of a local municipality may by by-law provide that subsection (5) does not apply to land that is within such registered plan or plans of subdivision or parts of them as are designated in the by-law.
- (7.1) **Requirement for approval of by-law.** -- A by-law passed under subsection (7) does not take effect until it has been approved by the appropriate approval authority for the purpose of sections 51 and 51.1 in respect of the land covered by the by-law.
- (7.2) **Exemption from approval.** -- An approval under subsection (7.1) is not required if the council that passes a by-law under subsection (7) is authorized to approve plans of subdivision under section 51.
- (7.3) **Expiration of by-law.** -- A by-law passed under subsection (7) may provide that the by-law expires at the expiration of the time period specified in the by-law and the by-law expires at that time.
- (7.4) **Extension of time period.** -- The council of a local municipality may, at any time before the expiration of a by-law under subsection (7), amend the by-law to extend the time period specified for the expiration of the by-law and an approval under subsection (7.1) is not required.
- (7.5) **Amendment or repeal.** -- The council of a local municipality may, without an approval under subsection (7.1), repeal or amend a by-law passed under subsection (7) to delete part of the land described in it and, when the requirements of subsection (28) have been complied with, subsection (5) applies to the land affected by the repeal or amendment.

AND WHEREAS the Minister has delegated his authority to approve by-laws enacted under subsection 7 of Section 50 of the Planning Act to the Council of The Regional Municipality of Hamilton-Wentworth pursuant to Section 4 of the Planning Act by Ontario Regulation 476/83;

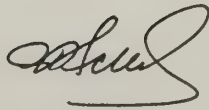
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Subsection 5 of Section 50 of the Planning Act, for the purpose of creating maintenance easements shall not apply to the following lands:

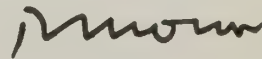
Lots 1 – 24, inclusive, and Blocks 25 – 28, inclusive, Registered Plan Number 62M-885, in the City of Hamilton, Regional Municipality of Hamilton–Wentworth.

2. (a) This by-law shall come into force and effect on the date of its approval by the Director, Development Department, Community Planning and Development Division.
- (b) Where this by-law has been enacted and the said approval has been endorsed hereon, it shall be registered on title to the land described in paragraph one above.
- (c) This By-law shall expire on October 1, 2000.

PASSED this 7th day of September A.D. 1999.



Municipal Clerk



Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 99-132

To Adopt:

Official Plan Amendment No. 162

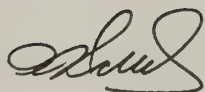
Respecting:

LANDS LOCATED AT MUNICIPAL NOS. 505 TO 537 Queenston Road

The Council of The Corporation of the City of Hamilton enacts as follows:

1. Amendment No. 162 to the Official Plan of the Hamilton Planning Area consisting of Schedule 1, hereto annexed and forming part of this by-law, is hereby adopted.
2. It is hereby authorized and directed that such approval of the Official Plan Amendment referred to in section 1 above, as may be requisite, be obtained and for the doing of all things for the purpose thereof.

PASSED this 7th day of September A.D. 1999



MUNICIPAL CLERK



MAYOR

Amendment No. 162

to the

City of Hamilton Official Plan

The following text, together with Schedule "B", attached hereto, constitutes Official Plan Amendment No. 162.

Purpose:

The purpose of this Amendment is to establish a "Special Policy Area" to permit restricted commercial uses within the "Residential" designation for lands located at Nos. 505 to 537 Queenston Road. In addition, the Amendment deletes "Special Policy Area 79", for 537 Queenston Road, since it will be redundant.

Location:

The lands affected by this Amendment are the lands known municipally as Nos. 505 to 537 Queenston Road, within the Kentley Neighbourhood.

Basis:

The basis for permitting limited commercial uses within the existing buildings located at Nos. 505 to 537 Queenston Road is as follows:

- The proposal complies with the Regional Official Plan, which identifies Queenston Road as a "High Density Mixed-Use Corridor".
- The proposal would be consistent with development which has already occurred at Nos. 505, 535 and 537 Queenston Road, where dwellings have been converted for commercial use. In addition, commercial development, with "HH" (Restricted Community Shopping and Commercial) District zoning, is interspersed with multiple residential development to the east on Queenston Road. Therefore, this option would not be out of character with mixed use development in the area.
- The subject lands are located at the periphery of the Kentley Neighbourhood; therefore, there would be no intrusion of commercial uses into the residential areas within the Neighbourhood. Furthermore, Queenston Road is an arterial road and serviced by public transit.

- The low profile character of the area could be maintained, which would help minimize impacts on abutting residential uses, specifically, the townhouse dwellings to the north. Furthermore, commercial uses will be limited to low impact type uses, and design guidelines and Site Plan Control will be utilized to ensure sensitive design and land use compatibility.

Actual Changes:

1. Policy A.2.9.3.74 be deleted in its entirety.
2. The following new policy be added to Subsection A.2.9.3 - Other Policy Areas as Policy A.2.9.3.77:

"In addition to the permitted uses set out in Subsection A.2.1 - Residential Uses, for the lands known municipally as Nos. 505 to 537 Queenston Road, within the Kentley Neighbourhood, shown on Schedule "B" as SPECIAL POLICY AREA 82, limited commercial uses will be permitted within the existing buildings, provided the following criteria are met.

 - i) Commercial uses will be restricted to low impact type uses, such as offices, service uses and small scale retail uses. High traffic generating uses and highway type commercial uses, such as restaurants, billiard halls, automotive uses and service stations, will not be permitted.
 - ii) Appropriate buffering will be provided between commercial uses and adjacent residential uses to mitigate potential adverse impacts, such as negative visual impacts, reduced privacy, increased noise, and light from parking areas. In this regard, measures such as setbacks, landscape strips and visual barriers may be used.
 - iii) The low profile character of the area will be maintained. Accordingly, streetscape features and enhancements consistent with the residential character of the area will be provided, including the provision of landscaping along Queenston Road and Woodman Drive, and the preservation of existing vegetation. Also, alterations to building facades will be limited and business identification will be restricted.
 - iv) Enlargements or additions to the existing buildings may be permitted only if they are in keeping with the established built form and residential character of the area.
 - v) Sufficient parking and manoeuvring spaces are to be provided on-site for commercial and residential components.

3. The following changes be made to Schedule "B" - Special Policy Areas:
- Add Special Policy Area 82,
 - Delete "Special Policy Area 79" and add lands to "Special Policy Area 82"; and
 - "Area 82 refer to Policy A.2.9.3.77" in the legend,
- as shown on the attached Schedule "B" of this Amendment.

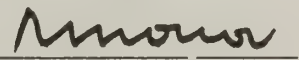
Implementation:

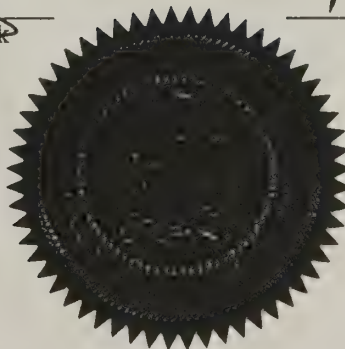
A Neighbourhood Plan Amendment will give effect to the intended uses on the subject lands. In addition, a Zoning By-law Amendment will be passed for the lands located at Nos. 509 and 531 Queenston Road. This Official Plan Amendment may also provide the basis for future Zoning By-law Amendments in the study area. Lands will be placed under Site Plan Control as they are rezoned.

This is Schedule "1" to By-law No. 99- 132 , passed on the 7th day of September, 1999.

The Corporation of the
City of Hamilton


Municipal Clerk


Mayor

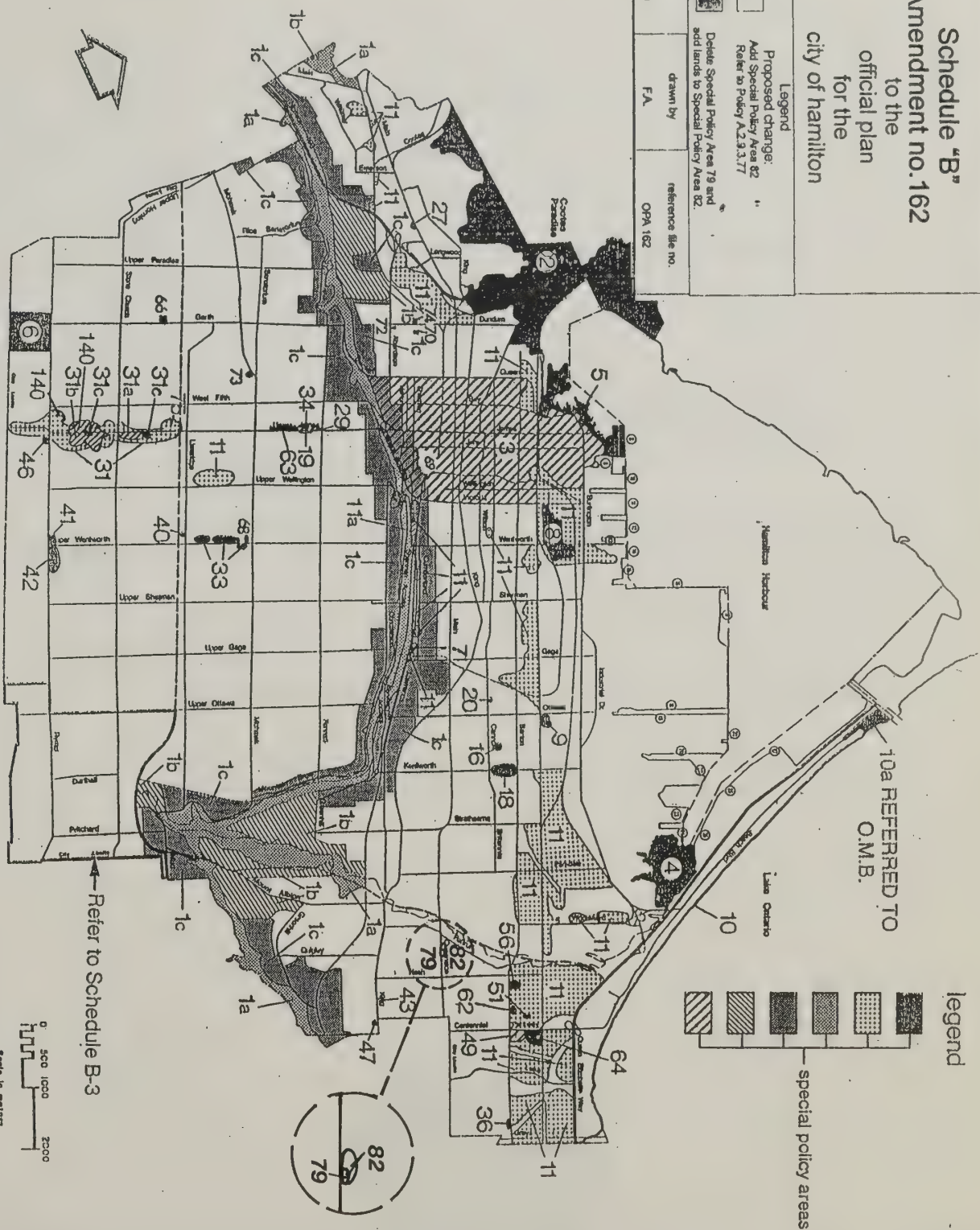


Schedule "B" Amendment no.162

to the
official plan
for the
city of hamilton

Legend
Proposed change:
Add Special Policy Area 82
Refer to Policy A2.9.3.77
Delete Special Policy Area 79 and
add lands to Special Policy Area 82.

date June 1999
drawn by F.A.
reference file no. OPA 162



legend

10a REFERRED TO
O.M.B.

special policy areas

special policy areas

AREA	REFER TO POLICY	AREA	REFER TO POLICY
1(a)	A2.9.1.	53	Deleted
1(b)	A2.9.1.	54	Deleted
1(c)	A2.9.1.	55	A2.9.3.50.
2	A2.9.2.	56	A2.9.3.51.
3	A2.9.3.	57	A2.9.3.52.
4	A2.9.3.1.	58	A2.9.3.53.
5	A2.9.3.2.	59	A2.9.3.54.
6	A2.9.3.3.	60	A2.9.3.55.
7	A2.9.3.4.	61	A2.9.3.56.
8	A2.9.3.5.	62	A2.9.3.57.
9	A2.9.3.6.	63	A2.9.3.58.
10	A2.9.3.7.	64	A2.9.3.59.
11	A2.9.3.8.	65	A2.9.3.60.
11(a)	A2.9.3.9.	66	A2.9.3.61.
11(b)	A2.9.3.10.	67	A2.9.3.62.
11(c)	A2.9.3.11.	68	A2.9.3.63.
12	A2.9.3.12.	69	A2.9.3.64.
13	A2.9.3.13.	70	A2.9.3.65.
14	A2.9.3.14.	71	A2.9.3.66.
15	A2.9.3.15.	72	A2.9.3.67.
16	A2.9.3.16.	73	A2.9.3.68.
17	A2.9.3.17.	74	A2.9.3.69.
18	A2.9.3.18.		
19	A2.9.3.19.		
20	A2.9.3.20.		
21	A2.9.3.21.		
22	A2.9.3.22.		
23	A2.9.3.23.		
24	A2.9.3.24.		
25	A2.9.3.25.		
26	A2.9.3.26.		
27	A2.9.3.27.		
28	A2.9.3.28.		
29	A2.9.3.29.		
30	A2.9.3.30.		
31	A2.9.3.31.		
31(a)	A2.9.3.32.		
31(b)	A2.9.3.33.		
31(c)	A2.9.3.34.		
32	A2.9.3.35.		
33	A2.9.3.36.		
34	A2.9.3.37.		
35	A2.9.3.38.		
36	A2.9.3.39.		
37	A2.9.3.40.		
38	A2.9.3.41.		
39	A2.9.3.42.		
40	A2.9.3.43.		
41	A2.9.3.44.		
42	A2.9.3.45.		
43	A2.9.3.46.		
44	A2.9.3.47.		
45	A2.9.3.48.		
46	A2.9.3.49.		
47	A2.9.3.50.		
48	A2.9.3.51.		
49	A2.9.3.52.		
50	A2.9.3.53.		
51	A2.9.3.54.		

For other Special Policy Areas
numbers, refer to Schedules:
B-1, B-2, and B-3.

schedule B

to the official plan
for
the city of Hamilton

98.01.28

The Corporation of the City of Hamilton

BY-LAW NO. 99-133

To Designate:

THE KING STREET WEST COMMUNITY IMPROVEMENT PROJECT AREA

WHEREAS subsection 28(2) of the Planning Act, R.S.O. 1990, Chapter P.13 provides as follows:

(2) Where there is an official plan in effect in a local municipality that contains provisions relating to community improvement in the municipality, the council may, by by-law, designate the whole or any part of an area covered by such an official plan as a community improvement project area;

AND WHEREAS the Official Plan of the City of Hamilton approved by the Minister on June 1, 1982, contains provisions relating to community improvement in the City of Hamilton;

AND WHEREAS it is desirable to designate the King Street West Community Improvement Project Area.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The area described in Schedule "A" and shown on Schedule "B" both annexed hereto and forming part of this by-law, is hereby designated as a Community Improvement Project Area.

PASSED this 7th day of

September

A.D. 1999



MUNICIPAL CLERK



MAYOR

SCHEDULE "A"

To By-law No. 99-133

The King Street West Community Improvement Project Area

All of Lots 1 to 4, part of Lot 5 fronting on north side of King Street between Hess and Queen Streets Registered Plan 121; Part of Lots 1 to 24, Registered Plan 179; Part of Lot 8, fronting on north side of King Street and west of Caroline Street, Registered Plan 121; All of Lots 1, 2, 7, 8, 9, 10, 11 and part of Lots 3, 4, 5 and 6 fronting on south side of King Street between Queen and Caroline Streets, Registered Plan 121 and Part of Lot 1, fronting on Queen Street between King and Main Streets, Registered Plan 121. Described as follows:

Commenceing at the south west corner of Lot 1 fronting on the north side of King Street Registered Plan 121, being the north limit of King Street intersects the east limit of Queen Street.

Thence northerly along the east limit of Queen Street being the west limit of said Lot 1 to the north west corner thereof.

Thence easterly along the north limit of said Lot 1, Lots 2, 3 and 4 to the north east corner of Lot 4.

Thence southerly along the limit between said Lot 4 and Lot 5 a distance of sixty-three (63') feet to a point.

Thence easterly parallel with the north limit said Lot 5 to the easterly limit of said Lot 5, being the west limit of Hess Street.

Thence easterly parallel with the north limit of King Street crossing Hess Street, Lots 1 to 24, Registered Plan 179 and Lot 8, Registered Plan 121 to the east limit of said Lot 8, being the west limit of Caroline Street.

Thence southerly along the west limit of Caroline Street to the south east corner of Lot 11 fronting on south side of King Street, Registered Plan 121.

Thence westerly along the south limit of said Lot 11 and Lots 10, 9, 8 and 7 to the south west corner of said Lot 7.

Thence northerly along the west limit of said Lot 7, being the east limit of Lot 6 to a point distant sixty-one point one three (61.13') feet to a point.

Thence easterly to a point in the west limit of said Lot 6, being the east limit of Hess Street distant seventy-nine point five (79.5') feet south of King Street.

Thence westerly to a point in the west limit of Hess Street, being the east limit of Lot 5, fronting on south side of King Street Registered Plan 121, a distance of seventy-five (75') feet south of King Street.

Thence westerly parallel with the south limit of King Street to the division line between Lots 3 and 2, fronting on south side of King Street, Registered Plan 121.

Thence southerly along the east limit of said Lot 2 to the south east corner of the All Saints Church property.

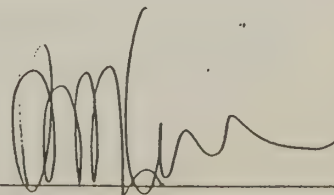
Thence westerly to a point in the east limit of Queen Street distant one hundred and fifty-seven feet (157') south of King Street.

Thence northerly to the point of commencement.

City of Hamilton.

Regional Municipality of Hamilton-Wentworth.

September 24, 1998



Kin M. Lau
Ontario Land Surveyor

SCHEDULE "B"

To By-law No. 99- 133

The King Street West Community Improvement Project Area



KING ST. W. COMMUNITY IMPROVEMENT PROJECT AREA

The Corporation of the City of Hamilton

BY-LAW NO. 99-134

Respecting

APPOINTMENT OF AN EXTERNAL AUDITOR

WHEREAS Section 86(1) of the Municipal Act, R.S.O. 1990, Chapter M.45 authorizes City Council to appoint one or more auditors who are licensed under the Public Accountancy Act for a term of five years or less;

AND WHEREAS the Council of The Corporation of the City of Hamilton on July 6, 1999 in adopting Section 20 of the Committee of the Whole Report of the Finance and Administration Committee appointed the firm of KPMG, Chartered Accountants as the City of Hamilton's external auditor for the year ending December 31, 1999;

NOW THEREFORE THE Council of The Corporation of the City of Hamilton enacts as follows:

1. The firm of KPMG, Chartered Accountants is appointed as The Corporation of the City of Hamilton's external auditor until December 31, 1999.
2. The firm of KPMG, Chartered Accountants shall also complete the 1999 Financial Report for The Corporation of the City of Hamilton.
3. The duties of the auditor shall include auditing the accounts and transactions of The Corporation of the City of Hamilton, every local board of The Corporation of the City of Hamilton as defined by the Municipal Affairs Act, the Hamilton Entertainment and Convention Facilities Incorporated, the Hamilton Hydro Electric System, Canusa Games, the Canadian Football Hall of Fame and Museum, Hamilton Housing Company Limited, The Municipal Non-Profit (Hamilton) Housing Corporation, The Hamilton Municipal Retirement Fund, The Hamilton and Scourge Foundation, Inc., and all of the Boards of Management for the Business Improvement Areas within the City of Hamilton.
4. The fee payable to the auditor shall be \$89,400 for 1999. The fee shall be reduced if the hours actually spent are less than anticipated by the City of Hamilton and the auditor. All disbursements are included as part of the regular fee.

PASSED this 7th day of September, 1999

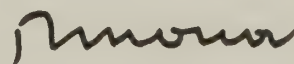


Municipal Clerk



Approved
as to form

Legal
Services



Mayor



BY-LAW NO. 99 - 135

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 7TH DAY OF SEPTEMBER, 1999.

WHEREAS by Section 9 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 101 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

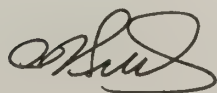
AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

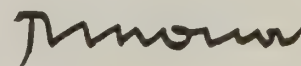
1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the Municipal Clerk, or in the absence of the Municipal Clerk, the Acting Municipal Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 7th day of September

A.D. 1999



MUNICIPAL CLERK



MAYOR

The Corporation of the City of Hamilton

BY-LAW NO. 99- 137

To Adopt:

Official Plan Amendment No. 162

Respecting:

**LANDS LOCATED AT MUNICIPAL NOS. 505 TO 537 QUEENSTON ROAD WITHIN
THE KENTLEY NEIGHBOURHOOD**

The Council of The Corporation of the City of Hamilton enacts as follows:

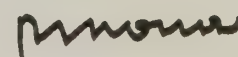
1. Amendment No. 162 to the Official Plan of the Hamilton Planning Area consisting of Schedule 1, hereto annexed and forming part of this by-law, is hereby adopted.
2. It is hereby authorized and directed that such approval of the Official Plan Amendment referred to in section 1 above, as may be requisite, be obtained and for the doing of all things for the purpose thereof.

PASSED this 28th day of September

A.D. 1999



MUNICIPAL CLERK



MAYOR

Amendment No. 162

to the

City of Hamilton Official Plan

The following text, together with Schedule "B", attached hereto, constitutes Official Plan Amendment No. 162.

Purpose:

The purpose of this Amendment is to establish a "Special Policy Area" to permit restricted commercial uses within the "Residential" designation for lands located at Nos. 505 to 537 Queenston Road. In addition, the Amendment deletes "Special Policy Area 79", for 537 Queenston Road, since it will be redundant.

Location:

The lands affected by this Amendment are the lands known municipally as Nos. 505 to 537 Queenston Road, within the Kentley Neighbourhood.

Basis:

The basis for permitting limited commercial uses within the existing buildings located at Nos. 505 to 537 Queenston Road is as follows:

- The proposal complies with the Regional Official Plan, which identifies Queenston Road as a "High Density Mixed-Use Corridor".
- The proposal would be consistent with development which has already occurred at Nos. 505, 535 and 537 Queenston Road, where dwellings have been converted for commercial use. In addition, commercial development, with "HH" (Restricted Community Shopping and Commercial) District zoning, is interspersed with multiple residential development to the east on Queenston Road. Therefore, this option would not be out of character with mixed use development in the area.
- The subject lands are located at the periphery of the Kentley Neighbourhood; therefore, there would be no intrusion of commercial uses into the residential areas within the Neighbourhood. Furthermore, Queenston Road is an arterial road and serviced by public transit.

- The low profile character of the area could be maintained, which would help minimize impacts on abutting residential uses, specifically, the townhouse dwellings to the north. Furthermore, commercial uses will be limited to low impact type uses, and design guidelines and Site Plan Control will be utilized to ensure sensitive design and land use compatibility.

Actual Changes:

1. Policy A.2.9.3.74 be deleted in its entirety.
2. The following new policy be added to Subsection A.2.9.3 - Other Policy Areas as Policy A.2.9.3.77:

"In addition to the permitted uses set out in Subsection A.2.1 - Residential Uses, for the lands known municipally as Nos. 505 to 537 Queenston Road, within the Kentley Neighbourhood, shown on Schedule "B" as SPECIAL POLICY AREA 82, limited commercial uses will be permitted within the existing buildings, provided the following criteria are met.

- i) Commercial uses will be restricted to low impact type uses, such as offices, service uses and small scale retail uses. High traffic generating uses and highway type commercial uses, such as restaurants, billiard halls, automotive uses and service stations, will not be permitted.
- ii) Appropriate buffering will be provided between commercial uses and adjacent residential uses to mitigate potential adverse impacts, such as negative visual impacts, reduced privacy, increased noise, and light from parking areas. In this regard, measures such as setbacks, landscape strips and visual barriers may be used.
- iii) The low profile character of the area will be maintained. Accordingly, streetscape features and enhancements consistent with the residential character of the area will be provided, including the provision of landscaping along Queenston Road and Woodman Drive, and the preservation of existing vegetation. Also, alterations to building facades will be limited and business identification will be restricted.
- iv) Enlargements or additions to the existing buildings may be permitted only if they are in keeping with the established built form and residential character of the area.
- v) Sufficient parking and manoeuvring spaces are to be provided on-site for commercial and residential components.

3. The following changes be made to Schedule "B" - Special Policy Areas:

- Add Special Policy Area 82,
- Delete "Special Policy Area 79" and add lands to "Special Policy Area 82"; and
- "Area 82 refer to Policy A.2.9.3.77" in the legend,

as shown on the attached Schedule "B" of this Amendment.

Implementation:

A Neighbourhood Plan Amendment will give effect to the intended uses on the subject lands. In addition, a Zoning By-law Amendment will be passed for the lands located at Nos. 509 and 531 Queenston Road. This Official Plan Amendment may also provide the basis for future Zoning By-law Amendments in the study area. Lands will be placed under Site Plan Control as they are rezoned.

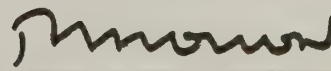
This is Schedule "1" to By-law No. 99-137 , passed on the 28 day of September 1999.

The Corporation of the

City of Hamilton



Municipal Clerk



Mayor



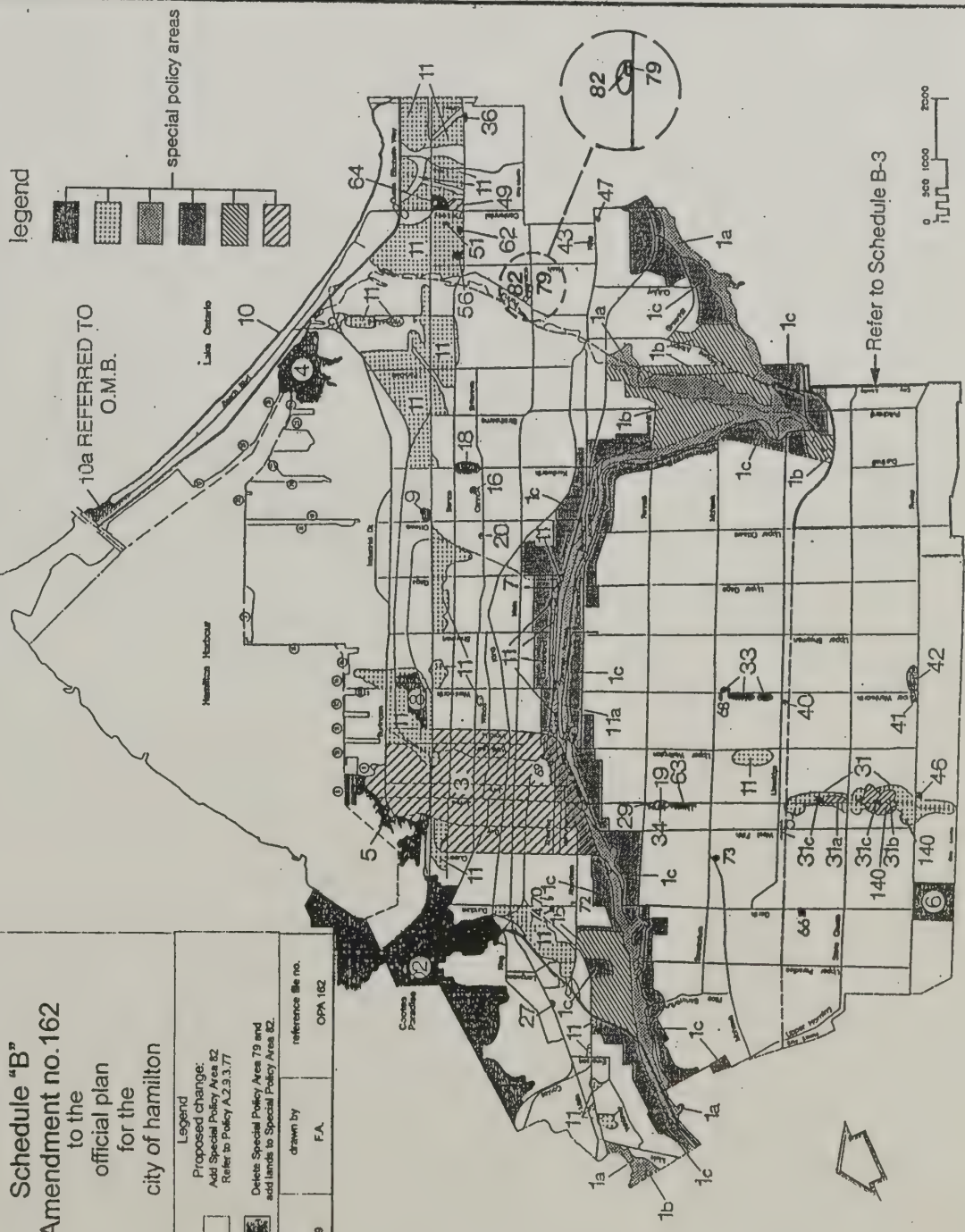
Schedule "B" Amendment no. 162 to the official plan for the city of Hamilton

date	drawn by	reference file no.
June 1999	F.A.	OPA 162

Legend

Proposed change:
Add Special Policy Area 82
Refer to Policy A2.9.3.77

Delete Special Policy Area 79 and
add lands to Special Policy Area 82.



AREA	REFER TO POLICY	REFER TO AREA POLICY
1(a)	A2.9.1.	"Toll-free"
1(b)	A2.9.1.	"Toll-free"
1(c)	A2.9.1.	"Toll-free"
2	A2.9.2.	A2.9.1.50.
3	A2.9.3.	A2.9.1.51.
4	A2.9.3.1.	A2.9.1.52.
5	A2.9.3.2.	A2.9.1.53.
6	A2.9.3.3.	A2.9.1.54.
7	A2.9.3.4.	A2.9.1.55.
8	A2.9.3.5.	A2.9.1.56.
9	A2.9.3.6.	A2.9.1.57.
10	A2.9.3.7.	A2.9.1.58.
11	A2.9.3.8.	A2.9.1.59.
11(a)	A2.9.3.9.	A2.9.1.60.
11(b)	A2.9.3.10.	A2.9.1.61.
11(c)	A2.9.3.11.	A2.9.1.62.
12	A2.9.3.12.	A2.9.1.63.
13	A2.9.3.13.	A2.9.1.64.
14	A2.9.3.14.	A2.9.1.65.
15	A2.9.3.15.	A2.9.1.66.
16	A2.9.3.16.	A2.9.1.67.
17	A2.9.3.17.	A2.9.1.68.
18	A2.9.3.18.	A2.9.1.69.
19	A2.9.3.19.	A2.9.1.70.
20	A2.9.3.20.	A2.9.1.71.
21	A2.9.3.21.	A2.9.1.72.
22	A2.9.3.22.	A2.9.1.73.
23	A2.9.3.23.	A2.9.1.74.
24	A2.9.3.24.	A2.9.1.75.
25	A2.9.3.25.	A2.9.1.76.
26	A2.9.3.26.	A2.9.1.77.
27	A2.9.3.27.	A2.9.1.78.
28	A2.9.3.28.	A2.9.1.79.
29	A2.9.3.29.	A2.9.1.80.
30	A2.9.3.30.	A2.9.1.81.
31	A2.9.3.31.	A2.9.1.82.
31(a)	A2.9.3.32.	A2.9.1.83.
31(b)	A2.9.3.33.	A2.9.1.84.
31(c)	A2.9.3.34.	A2.9.1.85.
32	A2.9.3.35.	A2.9.1.86.
33	A2.9.3.36.	A2.9.1.87.
34	A2.9.3.37.	A2.9.1.88.
35	A2.9.3.38.	A2.9.1.89.
36	A2.9.3.39.	A2.9.1.90.
37	A2.9.3.40.	A2.9.1.91.
38	A2.9.3.41.	A2.9.1.92.
39	A2.9.3.42.	A2.9.1.93.
40	A2.9.3.43.	A2.9.1.94.
41	A2.9.3.44.	A2.9.1.95.
42	A2.9.3.45.	A2.9.1.96.
43	A2.9.3.46.	A2.9.1.97.
44	A2.9.3.47.	A2.9.1.98.
45	A2.9.3.48.	A2.9.1.99.
46	A2.9.3.49.	A2.9.1.100.
47	A2.9.3.50.	A2.9.1.101.
48	A2.9.3.51.	A2.9.1.102.
49	A2.9.3.52.	A2.9.1.103.
50	A2.9.3.53.	A2.9.1.104.
51	A2.9.3.54.	A2.9.1.105.

For other Special Policy Areas numbers, refer to Schedules: B-1, B-2, and B-3.

schedule B
to the official plan
for
the city of Hamilton

98.01.28

The Corporation of the City of Hamilton

BY-LAW NO. 99 -138

To Amend:

Zoning By-law No. 6593

Respecting:

**LANDS LOCATED AT THE NORTH-WEST CORNER OF
RYMAL ROAD EAST AND UPPER WELLINGTON STREET, AND
FRONTING ONTO THE FUTURE EXTENSION OF MARILYN COURT**

WHEREAS it is intended to change the zoning of the lands hereinafter referred to by amending By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

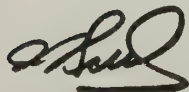
1. Sheet No. E-9D of the District Maps appended to and forming part of By-law No. 6593, is amended,

(a) by changing from "AA" (Agricultural) District to "R-4" (Small Lot Single Family Dwelling) District,

the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. The Municipal Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this 28th day of September A.D. 1999

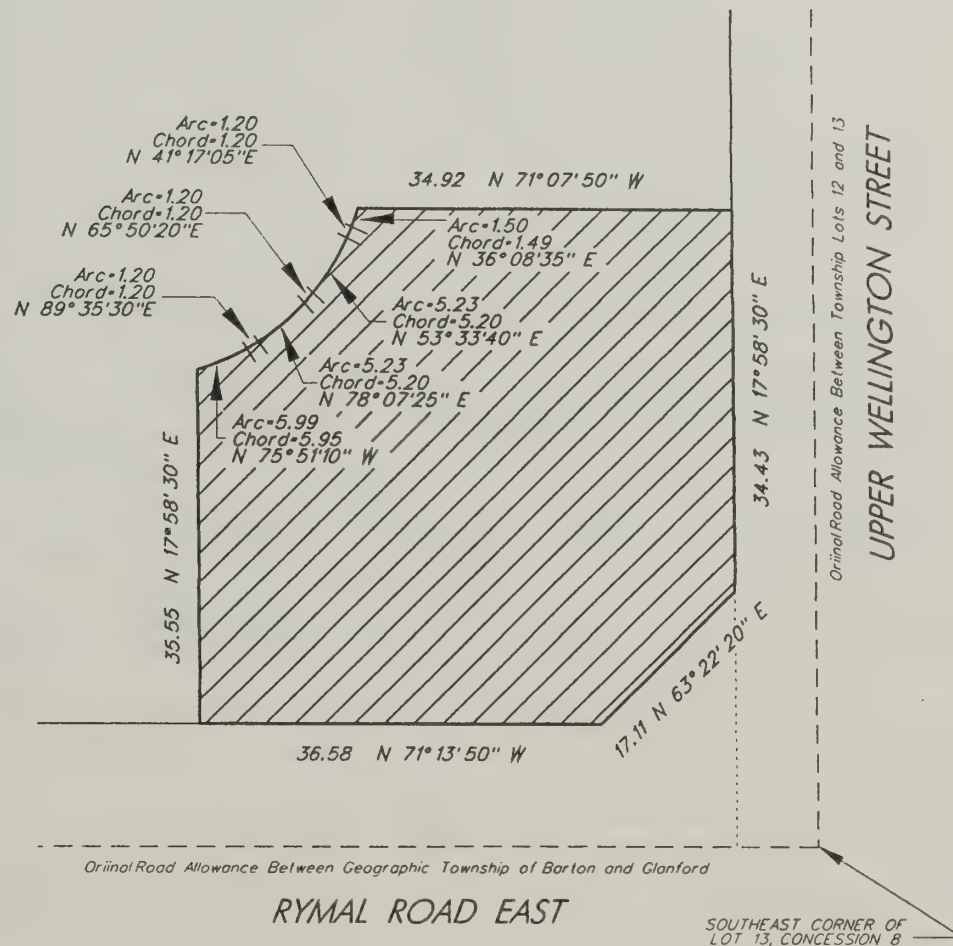


MUNICIPAL CLERK

(1999) 15 R.P.D.C. 4, August 11
Paul Silvestri, Owner
ZAR-99-21



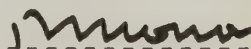
MAYOR



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 99-138
Passed the 28th day of September, 1999.


Clerk


Mayor

City of Hamilton

Schedule "A"

Map Forming Part of
By-Law No. 99-138

to Amend By-Law No. 6593

Planning and Development Department

Legend

Change in zoning from:

 "AA" (Agricultural) District to
"R-4" (Small Lot Single Family Dwelling) District

North



Scale

NOT TO SCALE

Date

August, 1999

Reference File No.

ZA-99-21

Drawn By

B. B.

The Corporation of the City of Hamilton

BY-LAW NO. 99-139

To Amend:

Zoning By-law No. 6593

Respecting:

**LANDS LOCATED NORTH OF
RYMAL ROAD EAST FRONTING ON EAGLEWOOD DRIVE**

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish a special requirement under section 19B of By-law No. 6593 passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-38D of the District Maps, appended to and forming part of By-law No. 6593, is amended,

(a) by changing from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District, the land comprised in Block "1" and Block "2",

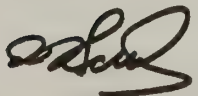
the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

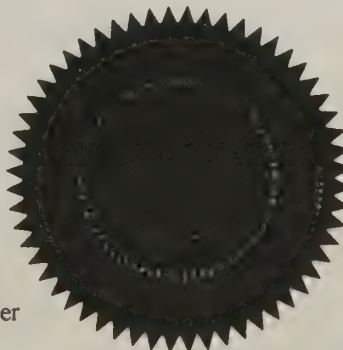
2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "C" District provisions.

3. The Municipal Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this 28th day of September

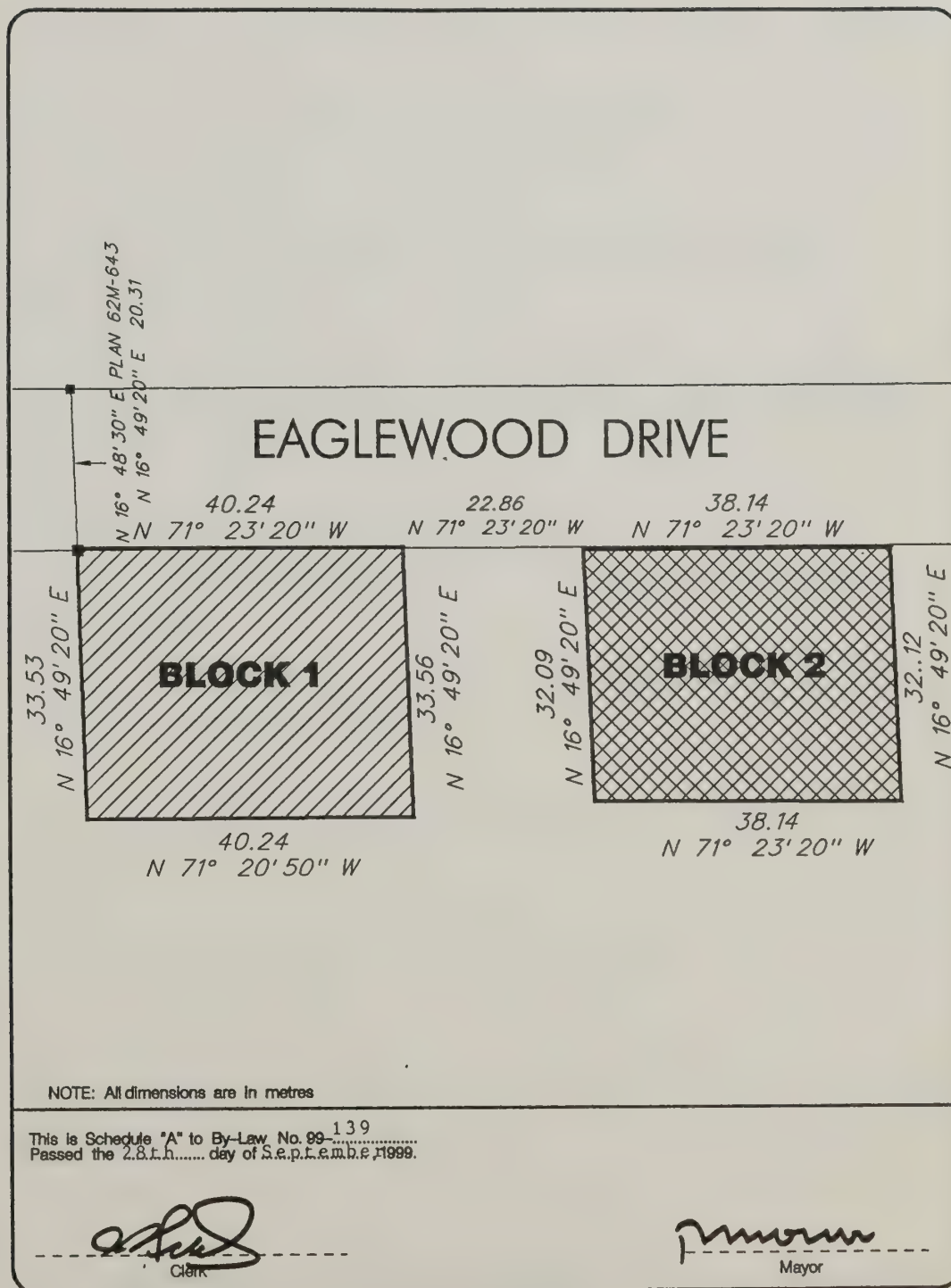
A.D. 1999


MUNICIPAL CLERK




MAYOR

(1999) 15 R.P.D.C.3, August 11
Robert Shelly Construction, Owner
ZAC-99-17



City of Hamilton

Schedule "A"

Map Forming Part of
By-Law No. 99-139
to Amend By-Law No. 6593

Planning and Development Department

Legend		
Change in zoning from:		
BLOCK 1 	"AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District	
BLOCK 2 	"AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District	
North 	Scale NOT TO SCALE	Reference File No. ZAC-99-17
	Date September, 1999	Drawn By B. B.

The Corporation of the City of Hamilton

BY-LAW NO. 99- 140

To Adopt:

THE KING STREET WEST COMMUNITY IMPROVEMENT PLAN

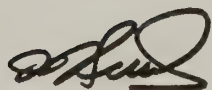
WHEREAS Section 1 of By-law No. 99 =133 passed on the 7th day of September, 1999 designated the area described in Schedule "A" and shown on Schedule "B" thereto as a community improvement project area in accordance with subsection 28(2) of the Planning Act, 1990;

AND WHEREAS it is intended to adopt a community improvement plan for the said area in accordance with subsection 28(4) of the said Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The King Street West Community Improvement Plan hereto annexed as Schedule "A" and forming part of this by-law, is hereby adopted.
2. It is hereby authorized and directed that the approval of the Community Improvement Plan referred to in section 1 shall include approval for the doing of all things for the purpose thereof.
3. This by-law comes into force and effect on the date of its approval by the Minister of Municipal Affairs and Housing.

PASSED this 28th day of September A.D. 1999



MUNICIPAL CLERK



MAYOR

SCHEDULE "A"
To By-law No. 99- 140

**THE KING STREET WEST
COMMUNITY IMPROVEMENT PLAN
FOR THE KING STREET WEST
COMMUNITY IMPROVEMENT PROJECT AREA**

PURPOSE:

This Community Improvement Plan is intended to apply to the King Street West Community Improvement Project Area as shown in Schedule 'A'.

Rather than being focussed on large-scale redevelopment, this Community Improvement Plan focuses on rehabilitation and the updating of existing facades and interiors of commercial buildings within the King Street West Community Improvement Project Area.

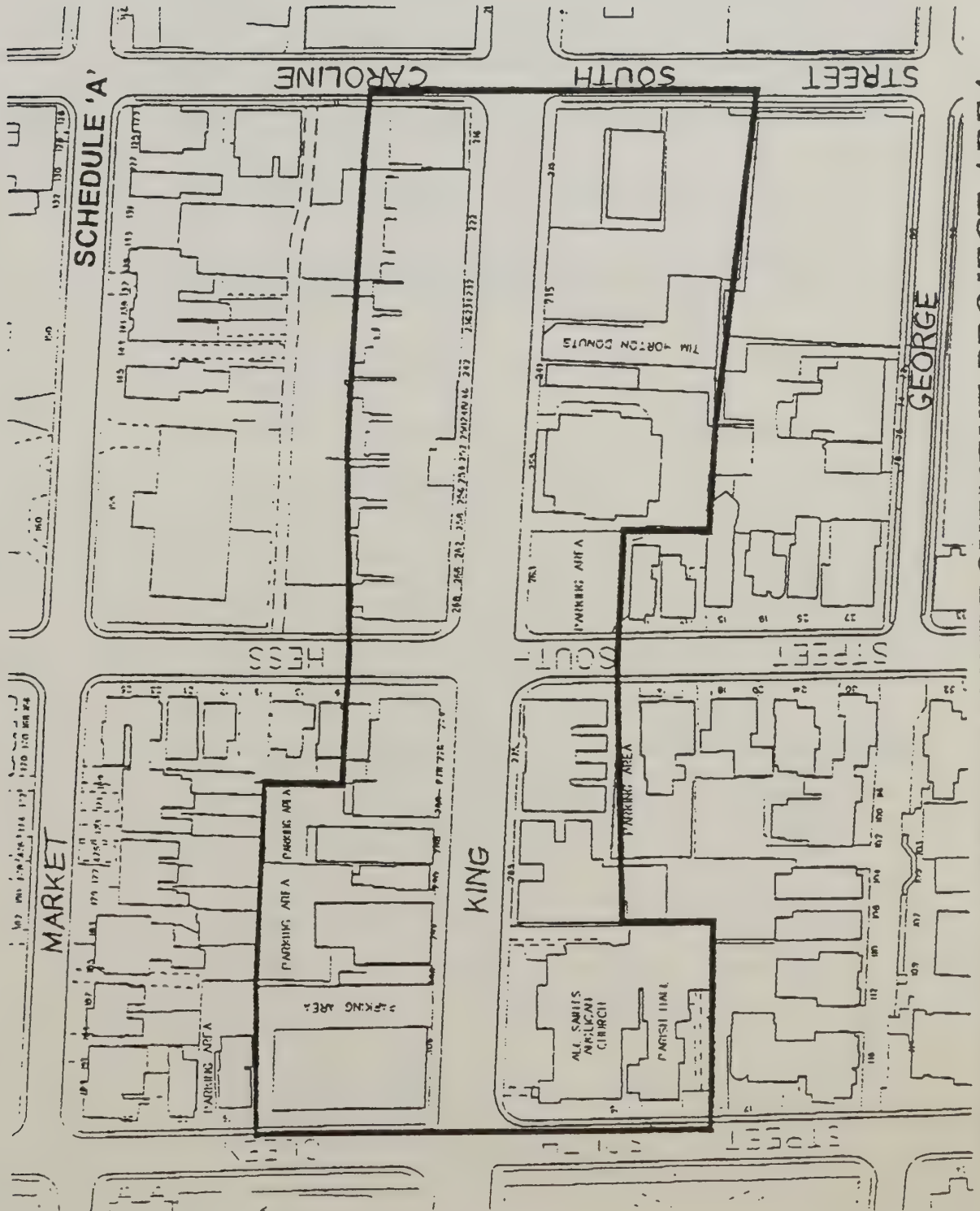
INTRODUCTION:

The King Street West Community Improvement Project Area falls within the Central Policy Area as per the City of Hamilton's Official Plan. Accordingly, the area is to be promoted as a multi-use node by creating an attractive environment in which to live, work, do business, shop or visit. King Street West is a major commercial area within the Central Policy Area.

As part of the City of Hamilton's Downtown Hamilton Improvement Plan, improvements to the streetscape are planned for King Street West. Improvements identified include, but are not limited to, the reconstruction of sidewalks incorporating urban braille, new heritage style lights and poles, planting of flower beds and trees, street furniture, banners and street blades. The City's commitment to re-invest in King Street West is intended to act as a catalyst to foster greater awareness, activity and pride.

Streetscape improvements need to be augmented by corresponding visual improvements to the surrounding built environment. The visual appearance can be enhanced through the upgrading of existing building fronts and interiors of commercial buildings.

To encourage individual owners of buildings to renovate, loans are available from the Municipality under this Plan through the Commercial Property Improvement Loan Program in accordance with the guidelines attached as Schedule 'B'. This program demonstrates the City's leadership in a joint public-private funding approach to improving the environment within the King Street West Community Improvement Project Area.



KING ST. W. COMMUNITY IMPROVEMENT PROJECT AREA

SCHEDULE 'B'**COMMERCIAL PROPERTY IMPROVEMENT LOAN PROGRAM
PROPERTY OWNER GUIDELINES**

1. Upon receipt of a satisfactory application which meets the criteria of the loan program, including the criteria set out herein, loans may be made by the City for a term not exceeding ten (10) years, at the interest rate charged on tax arrears by the City pursuant to By-law No. 94-189. If the borrower makes all the required payments of the loan, the City agrees to forgive the interest portion of the loan. If the borrower does not make all of the payments of the principal portion of the loan, the tax arrears interest rate, as specified by By-law No. 94-189, will accrue on the principal amount outstanding from the date of the payment default.
2. Repayment of the loans shall be monthly but open to full repayment at any time without notice or penalty.
3. These loans are solely intended for the owners of lands within the said designated Community Improvement Project Area where the owners' lands are used for non-residential commercial purposes which, in the opinion of the City,
 - (a) are intended for the eligible improvements and expenses contemplated in the corresponding Plan.
 - (b) fulfil the objectives of the City expressed in the corresponding Plan.
 - (c) meet the security/equity and other requirements of the City's loan program including the requirements specified herein.
4. Loans may be made to an owner of a non-residential commercial property not exceeding the sum of \$15,000 in respect of the cost of eligible façade and exterior renovations to each separate location of the owner's property specially assessed or specially assessable for a levy payable to the Board of Management of the respective Business Improvement Area. These loans are subject to a maximum limit of \$45,000 (3 units, \$15,000 each) for each deeded property of the owner per twelve month period from the date of Council approval of the last previous loan(s).
5. Loans may be made to an owner of a non-residential commercial property not exceeding the sum of \$10,000 in respect of the cost of eligible interior improvements to each separate location of the owner or of a tenant under lease from the owner, specially assessed or specially assessable for a levy payable to the Board of Management of the respective Business Improvement Area, subject to,
 - (a) a loan maximum of \$30,000 for each deeded property of the owner per twelve month period from the date of Council approval of the last previous loan(s); and,
 - (b) the tenant, if any, accepting in writing the proposed interior improvements.
6. Loans may be for the following types of improvements and their related expenses:
 - exterior building envelope
 - major building systems, including roof, wiring, plumbing, heating
 - interior fixtures, including partitions
 - interior decorating, including lighting, painting, wallpaper, etc.
 - built-in showcases, freezers, special plumbing, etc.
 - exterior/interior signage

- related professional fees (architects, engineers, appraisers, lawyers etc.) and application fee of the greater of 1.5% of the loan or \$200
- such other loan program administrative fees fixed by Council from time to time

Loans shall be advanced only in respect of completed work that has been inspected by the City.

Loans may not be made for expenses such as chattels, (such as tables, chairs, cash registers) nor shall loans be made for rental/owner occupied residential accommodation.

7. The building envelope, including exterior shell (foundation, exterior walls, roof, fire escapes, chimneys) and major systems, shall be inspected by the Building Department. Before a loan is advanced for façade improvements (storefronts, aesthetics, signage etc.), deficiencies shall be repaired and qualify for a loan.
8. The owner will obtain two estimates for all eligible improvements after the City's inspection of the building. Where an owner personally carries out the work, only the cost of materials is eligible for a loan, upon receipt of invoices.
9. A report of the Social and Public Health Services Division, Housing and Shelter Branch, on each loan will be made to the Planning and Development Committee and Council for approval. The recommendation of the Board of Management of the local B.I.A. will be received in respect of the exterior improvement portion of the loan applications.
10. (A) Each borrower shall give the City a promissory note in respect of each loan;
 (B) As security for repayment of the loan made by the City, the borrower shall:
 - (i) where the borrower is a limited company, provide the City with the personal guarantee of at least the majority of the owner(s) of the shares, together with documents satisfactory to the City confirming the authorization of the corporate borrower to borrow the loan and give the loan security to the City;
 - (ii) consent to a City Lien being registered on title to the property being improved in which the property owner must have at least 25% equity, after covering outstanding property encumbrances, not including the amount of the City's loan;
 - (iii) where an owner has less than 25% equity in the property being improved:
 - (1) the owner may grant the City a collateral mortgage in other property that meets the City's equity requirements, provided the owner's lawyer prepares and certifies to the City, at the owner's expense, the collateral mortgage in a form satisfactory to the City Solicitor;
 - (2) the owner may provide the City with a guarantee from another person, provided the guarantee is secured by a mortgage on the Guarantor's property that meets the City's equity requirements and the Guarantor's lawyer prepares and certifies the guarantee and the collateral mortgage to the City, at the owner's expense, in a form satisfactory to the City Solicitor;
 - (iv) keep in good standing all realty taxes and B.I.A. levies.

10. Upon sale of the property improved by the loan, the loan/lien is due and payable in full to the City unless the new owner of the property meets the lending criteria and assumes the original terms and conditions of the loan.

Upon sale of a property which secures by a collateral mortgage repayment of a loan, the loan is due and payable in full to the City.

TENANT LOAN GUIDELINES

11. The following guidelines apply to loans from The Corporation of the City of Hamilton to commercial tenants located within a Community Improvement Project Area. To be eligible for a loan the tenant must be located in a building that is in a Business Improvement Area and the property occupied by the tenant must be specially assessed or specially assessable for a levy payable to the Board of Management of the respective Business Improvement Area.
12. Upon receipt of a satisfactory application to the City which meets the criteria of the loan program, including the criteria set out herein, loans may be made by the City for a term not exceeding ten (10) years, at the interest rate charged on tax arrears by the City pursuant to By-law No. 94-189. If the borrower makes all the required payments of the loan, the City agrees to forgive the interest portion of the loan. If the borrower does not make all of the payments of the principal portion of the loan, the tax arrears interest rate, as specified by By-law No. 94-189, will accrue on the principal amount outstanding from the date of the payment default.
13. Repayment of loans shall be monthly but open to full repayment at any time without notice of penalty.
14. These loans are solely intended for the tenants who operate a business within the designated Community Improvement Project Area where the owner's lands are used for non-residential and commercial purposes which, in the opinion of the City,
 - (a) are intended for the eligible improvements and expenses contemplated in the Community Improvement Plan;
 - (b) fulfil the objectives of the City expressed in the Community Improvement Plan;
 - (c) meet the security/equity and other requirements of the City's loan program including the requirements specified herein.
15. Loan amounts shall not exceed the sum of \$10,000 in respect of the cost of eligible improvements to each separate location of the tenant under lease from the owner. If a tenant has more than one leasehold interest eligible for this program, the tenant may only receive a maximum of \$30,000 in loans under this Program.
16. In the event the owner of a business within a Business Improvement Area does not own the building, a loan of less than \$5,000 will be secured by a Promissory Note, and for loans greater than \$5,000 collateral mortgage will be obtained on other real property owned by the tenant. For loans not secured by a collateral mortgage, the City shall have the sole discretion to decide upon a loan amount, which shall be based on the creditworthiness of the applicant and the revenue and expenses of the business.
17. Loans may be for the following types of improvements and their related expenses:
 - interior fixtures, including partitions
 - interior decorating, including lighting, painting, wallpaper etc.
 - built-in showcases, freezers, special plumbing etc.
 - signage

- related professional fees (architects, engineers, appraisers, lawyers etc.) and the
 - application fee of the greater of 1.5% of the loan or \$200
 - such other loan program administrative fees fixed by Council from time to time.
18. Loans shall be advanced only in respect of completed work that has been inspected by the City.
19. Loans may not be made for expenses such as chattels (such as tables, chairs, cash registers) nor shall loans be made for rental/owner occupied residential accommodation.
20. The building envelope, including exterior shell (foundation, exterior walls, roof, fire escapes, chimneys) and major systems, shall be inspected by the Building Department prior to the loan application being considered by the City. Before a loan is advanced for façade improvements (storefront, aesthetics, signage etc.) deficiencies shall be repaired and qualify for a loan.
21. The tenant will obtain two estimates for all eligible improvements after the City's inspection of the building. Where an owner personally carries out the work, only the cost of materials is eligible for a loan, upon receipt of invoices.
22. A report by the Social and Public Health Services Division, Housing and Shelter Branch, on each loan will be made to the Planning and Development Committee and Council for approval. The Committee and Council have the discretion to allow or not to allow the loan. The recommendation of the Board of Management of the local B.I.A. will be received in respect of the exterior improvement portion of loan applications.
23. Each borrower shall give the City a promissory note in respect of each loan, and as security for repayment of the loan made by the City, the borrower shall:
- (i) where the borrower is a limited company, provide the City with the personal guarantee of at least the majority of the owner(s) of the shares, together with documents satisfactory to the City confirming the authorization of the Corporation to apply for the loan and give the loan security to the City
 - (ii) the tenant must have at least 25% equity, after covering outstanding property encumbrances, including the amount of the City's loan, on the property the tenant grants the City a collateral mortgage
 - (iii) the tenant may grant the City a collateral mortgage in other property that meets the City's equity requirements, provided the owner's lawyer prepares and certifies to the City, at the owner's expense, the collateral mortgage in a form satisfactory to the Corporate Counsel
24. The borrower shall keep in good standing any taxes or rates levied against the tenant's interest in the property.
25. The Departmental charge shall be 1 ½% of the loan or \$200, whichever is more, as an administration fee. This will become an eligible expense on the application.
26. Upon the sale of a property that is secured by a collateral mortgage, the loan is due and payable in full to the City.
27. All loans become due and payable upon the sale, closing or moving of the borrower's business.

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 99- 141

A BY-LAW TO LEVY TAXES FOR THE YEAR 1999

WHEREAS the *Municipal Act* provides the authority for the Council of the City of Hamilton to levy on the whole rateable property according to the last returned assessment roll for the current year, the tax rates required for City, The Regional Municipality of Hamilton-Wentworth and Public and Separate school purposes;

AND WHEREAS the Council of The Regional Municipality of Hamilton-Wentworth has passed the Regional Rating By-law R99-044 on May 18, 1999, as amended June 1, 1999 by by-law R99-054, directing the Council of the City of Hamilton to levy the 1999 tax rates as approved for general and special purposes including Waste Management, Transit and Storm Sewer services;

AND WHEREAS the Council of The Regional Municipality of Hamilton-Wentworth has passed the Regional Rating By-law R99-044 on May 18, 1999, as amended June 1, 1999 by by-law R99-054, directing the Council of the City of Hamilton to levy the 1999 tax rates as approved for school board purposes;

AND WHEREAS the total assessable property according to the last returned assessment roll is \$14,196,976,308;

AND WHEREAS section 368 of the *Municipal Act* provides that for each municipal levy, the tax rates to be levied on the different classes of property shall be in the same proportion to each other as the tax ratios for the property classes established under section 363 of the *Municipal Act* are to each other;

AND WHEREAS the *Education Act* provides that tax rates for school boards shall be prescribed as follows;

1. For the residential/farm and multi-residential property classes a single tax rate, being .414% as set out in Ontario Regulation 400/98.
2. For the farmlands and managed forest property classes a tax rate equal to 25 per cent of the tax rate prescribed for the residential/farm property class,
3. For the pipelines property class a single tax rate, being 1.6512% as set out in Ontario Regulation 400/98,
4. Applicable tax reductions as per Section 368.1 of the *Municipal Act* with respect to the subclasses prescribed under subsection 8(1) of the *Assessment Act*,
5. For the commercial classes and industrial classes as per the Regional Rating By-laws R99-044 and R99-054 of May 18, 1999, and June 1, 1999 respectively;

AND WHEREAS Section 220 of the *Municipal Act* requires the City to levy a special charge upon the rateable property in the business improvement areas that is in a prescribed business property class sufficient to provide a sum equal to the sum of money for the purposes of the Boards of Management of the Business Improvement Areas ;

AND WHEREAS, the City has created the seven (7) Business Improvement Areas, listed in Schedule "E" attached to this Bylaw ;

AND WHEREAS the amount of money to be provided by the City to the Boards of Management for the year 1999 is set out in Schedule "E";

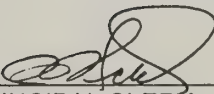
AND WHEREAS the total rateable property in the improvement areas, upon which assessment will be levied is set out in Schedule "E" and which said assessment is the basis upon which the taxes for the business improvement area will be raised;

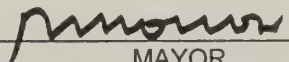
NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON HEREBY ENACTS AS FOLLOWS:

1. THAT for the raising of the sum of \$462,126,242 as shown in Schedule "F" attached hereto, for the general purposes of the Corporation and the amounts required for The Regional Municipality of Hamilton-Wentworth including waste management, transit and storm sewer purposes, and the School Boards for the current year, there shall be levied and collected upon the whole rateable property the tax rates as shown on Schedule "F" attached hereto.
2.
 - (a) THAT the tax rates set out in Schedule "A" attached hereto shall be levied upon the Residential-Farm Assessment, the Multi-Residential Assessment, the Commercial Assessment, the Industrial Assessment, the Pipeline Assessment, the Farmland Assessment and the Managed Forest Assessment and the applicable subclasses for City purposes as set out therein.
 - (b) THAT the tax rates set out in Schedules "B" and "C" attached hereto shall be levied upon the Residential-Farm Assessment, the Multi-Residential Assessment, the Commercial Assessment, the Industrial Assessment, the Pipeline Assessment, the Farmland Assessment and the Managed Forest Assessment and the applicable subclasses for Regional purposes as set out therein.
 - (c) THAT the tax rates set out in Schedule "D" attached hereto shall be levied upon the Residential-Farm Assessment, the Multi-Residential Assessment, the Commercial Assessment, the Industrial Assessment, the Pipeline Assessment, the Farmland Assessment and the Managed Forest Assessment and the applicable subclasses for Education purposes as set out therein.
 - (d) THAT for the purposes of raising the sums of money as required by the respective Boards of Management of the seven (7) Business Improvement Areas, rates shall be levied against the rateable property as set out in Schedule "E" attached hereto.
3. THAT the collector shall proceed to collect the amount to be raised by this by-law, together with all other sums on the tax roll in the manner as set forth in the *Assessment Act*, the *Municipal Act*, the *Regional Municipalities Act* and any other applicable Acts and the By-laws in force in this Municipality.
4. Despite By-law Number 94-189, all property taxes and special levies other than those levied by interim levy as set out in By-law Number 99-015 as amended by By-law 99-044 shall be paid two instalments due October 29, 1999 and November 30, 1999.

5. THAT when payment of any instalment or any part of any instalment of taxes levied by this by-law is in default, penalties and where applicable interest, shall be imposed respectively in accordance with By-law 94-189.
6. THAT in default of payment of any instalment of taxes or any part of any instalment, by the day named herein for the payment thereof, the subsequent instalment or instalments shall forthwith become due and payable.
7. THAT the Treasurer is authorized and directed to serve personally or to mail or cause to be mailed, notices of the taxes hereby levied to the person or persons taxed at the address of the resident or place of business of such person.
8. THAT the Treasurer and the Collector of Taxes is authorized to accept part payment from time to time on account of any taxes due, or alternatively is authorized to refuse acceptance of any such part payment.
9. Schedules "A", "B", "C", "D", "E" and "F", attached to this By-law, form part of this By-law.

ENACTED AND PASSED this 28th day of September, 1999.


MUNICIPAL CLERK


MAYOR



By-Law Number
Schedule "A"

City of Hamilton Purposes

Property Class			Current Value Assessment	City Full Rate	City Levy
Residential & Farm		RT	\$ 10,385,722,860	0.005351600	55,580,234
-Farmlands 1		R1	-	0.002408220	-
-Farmlands 2		R4	-	0.005351600	-
Multi-Residential		MT	\$ 1,147,865,921	0.016383390	18,805,935
Residual Commercial		CT	\$ 528,100,481	0.012445470	6,572,459
	Band 1		\$ 816,355,467	0.014641730	11,952,856
	Band 2		\$ 37,395,486	0.008711830	325,783
-vacant unit, excess land		CU	\$ 68,474,833	0.010249210	701,813
	Band 1		\$ 448,474,486	0.013184200	5,912,777
	Band 2		\$ 29,300,055	0.009228940	270,408
Shopping Centre		ST	\$ 52,844,008	0.013783580	728,380
-vacant unit, excess land		SU	\$ 82,722,196	0.019433620	1,607,592
Parking Lot & Vacant Com. Land		GT & CX	\$ 48,084,448	0.024292020	1,168,068
Residual Industrial		IT	\$ 1,082,485	0.012631850	13,674
	Band 1		\$ 739,787	0.015789810	11,681
	Band 2		\$ 472,559,005	0.025243500	11,929,043
-vacant unit, excess land		IU & IX	\$ 24,242,315	0.016408270	397,774
Large Industrial		LT	\$ 50,975,000	0.007544690	384,591
-vacant unit, excess land		LU	\$ 2,001,475	0.001337900	2,678
Pipelines		PT	\$ 36,000	0.001337900	48
Farmlands		FT			
Managed Forest		TT			
Total			\$ 14,196,976,308		\$ 116,365,795

**By-Law Number
Schedule "B"**

By-law 99-141

Regional Purposes (Including Waste Management, Storm Sewer & Transit) Property Class	Current Value Assessment	Regional	
		Full Rate	Full Levy
Residential & Farm	\$ 10,385,722,860	0.009385479	97,474,984
-Farmlands 1	-	0.008393759	-
-Farmlands 2	-	0.009385479	-
Multi-Residential	\$ 1,147,865,921	0.028449405	32,656,102
Residual Commercial	\$ 528,100,481	0.021608577	11,411,500
	\$ 816,355,467	0.025421856	20,753,271
-vacant unit, excess land	\$ 37,395,486	0.015126003	565,644
	\$ 68,474,833	0.017795299	1,218,530
	\$ 448,474,486	0.022894085	10,267,413
Shopping Centre	\$ 29,300,055	0.016025860	469,559
-vacant unit, excess land	\$ 52,844,008	0.023934894	1,264,816
Parking Lot & Vacant Com. Land	\$ 82,722,196	0.031852261	2,634,889
Residual Industrial	\$ 48,084,448	0.039815325	1,914,498
	\$ 1,082,485	0.020703969	22,412
-vacant unit, excess land	\$ 739,787	0.025879961	19,146
	\$ 472,559,005	0.041495996	19,609,307
Large Industrial	\$ 24,242,315	0.026972399	653,873
-vacant unit, excess land	\$ 50,975,000	0.013101186	667,833
Pipelines	\$ 2,001,475	0.002323234	4,650
Farmlands	\$ 36,000	0.002323234	84
Managed Forest			
Total	\$ 14,196,976,308		\$ 201,608,510

By-Law Number
Schedule "C"

Regional Purposes - Breakdown by Levy Type

Property Class	General Rate	General Levy	Waste Rate	Waste Levy	Sewer Rate	Sewer Levy	Transit Rate	Transit Levy	Total Levy
Residential & Farm	RT	0.007591230	78,840.411	0.000342581	3,557.951	0.000411663	4,275.626	0.001039985	10,800.996
-Farmlands 1	R1	0.003374410	-	0.000154161	-	0.000185258	-	0.004679930	-
-Farmlands 2	R4	0.007591230	-	0.000342581	-	0.000411663	-	0.001039985	-
Multi-Residential	MT	0.022956489	26,350.971	0.001048778	1,203.857	0.001260328	1,446.688	0.003183810	3,654.587
Residual Commercial	CT	0.017435942	9,207.929	0.000796693	420.734	0.000957395	505.601	0.002418547	1,277.236
	Band 1	0.020512873	16,745.796	0.000937286	765.159	0.001126347	919.500	0.002845350	2,322.817
	Band 2	0.012205159	456.418	0.000557685	20.855	0.000670176	25.062	0.001692983	63.310
-vacant unit, excess land	CU	0.014359011	983.231	0.000656100	44.926	0.000788443	53.989	0.001991745	136.384
	Band 1	0.018473772	8,285.015	0.000843983	378.505	0.001014223	454.853	0.002562107	1,149.040
	Band 2	0.012931641	378.898	0.000590788	17.310	0.000709956	20.802	0.001793475	52.549
Shopping Centre	ST	0.019313625	1,020.609	0.000862352	46.627	0.001060332	56.032	0.002678565	141.547
-vacant unit, excess land	GT & CX	0.025336686	2,095.906	0.001244037	102.909	0.001494973	123.667	0.003776565	312.406
Parking Lot & Vacant Com. Land	IT	0.031670857	1,522.876	0.001555046	74.774	0.001868716	89.856	0.004720706	226.993
Residual Industrial	Band 1	0.016468846	17.827	0.000808624	875	0.000971732	1,052	0.002454767	2,657
	Band 2	0.020586057	15,229	0.001010780	748	0.001214665	899	0.003068459	2,270
-vacant unit, excess land	IU & IX	0.033032521	15,609.815	0.001615955	763.634	0.001941911	917.668	0.004905609	2,318.190
Large Industrial	LT	0.021471140	520.510	0.001050371	25.463	0.001262242	30.600	0.003188646	77.300
-vacant unit, excess land	LU	0.010571653	538.890	0.000482971	24.619	0.000580391	29.585	0.001466171	74.738
Pipelines	PT	0.001874672	3,752	0.000085645	171	0.000102921	206	0.000259966	520
Farmlands	FT	0.001874672	67	0.000085645	3	0.000102921	4	0.000259966	9
Managed Forest	TT								
Total		\$162,594,153		\$ 7,449,121		\$ 8,951,687		\$22,613,549	\$ 201,608,510

**By-Law Number
Schedule "D"**

Provincial Education Purposes

Property Class	Current Value		Education Full Rate	Education Levy
	Assessment			
Residential & Farm	RT	\$ 10,385,722,860	0.004140000	42,996,893
-Farmlands 1	R1	\$ -	0.001863000	-
-Farmlands 2	R4	\$ -	0.004140000	-
Multi-Residential	MT	\$ 1,147,865,921	0.004140000	4,752,165
Residual Commercial	CT	\$ 528,100,481	0.030116730	15,904,660
		\$ 816,355,467	0.035431450	28,924,658
-vacant unit, excess land	CU	\$ 37,395,486	0.021081710	788,361
		\$ 68,474,833	0.024802010	1,698,313
Shopping Centre	ST	\$ 448,474,486	0.031906750	14,309,363
-vacant unit, excess land	SU	\$ 29,300,055	0.022334730	654,409
Parking Lot & Vacant Com. Land	GT & CX	\$ 52,844,008	0.033357970	1,762,769
Residual Industrial	IT	\$ 82,722,196	0.040364730	3,339,059
		\$ 48,084,448	0.050455910	2,426,145
-vacant unit, excess land	IU & IX	\$ 1,082,485	0.026237070	28,401
		\$ 739,787	0.032796340	24,262
Large Industrial	LT	\$ 472,559,005	0.052627080	24,869,401
-vacant unit, excess land	LU	\$ 24,242,315	0.034207600	829,271
Pipelines	PT	\$ 50,975,000	0.016512000	841,699
Farmlands	FT	\$ 2,001,475	0.001035000	2,072
Managed Forest	TT	\$ 36,000	0.001035000	37
Total		\$ 14,196,976,308		144,151,937

By-Law Number
Schedule "E"

1999 Business Improvement Area Rates

Concession Street	Current Value Assessment	Ratio	Weighted Assessment	Vacancy Reductions	Assessment Vacancy Adjusted	BIA Tax Rate	BIA Levy
Residual Commercial	CT \$ 9,102,412	2.5756	23,444,172	0.00	23,444,172	0.001237859	\$ 11,267.50
-vacant unit, excess land	CU \$ 872,438	2.5756	2,247,051	0.30	1,572,936	0.000866501	\$ 755.97
Shopping Centre	ST \$ -	2.4636	-	0.00	-	0.001184031	-
-vacant unit, excess land	SU \$ -	2.4636	-	0.30	-	0.000828822	-
Parking Lot & Vacant Com. Land	GT & CX \$ 183,000	2.5756	471,335	0.00	471,335	0.001237859	\$ 226.53
Residual Industrial	IT \$ -	3.9654	-	0.00	-	0.001905811	-
-vacant unit, excess land	IU \$ -	3.9654	-	0.35	-	0.001238777	-
Large Industrial	LT \$ -	4.7170	-	0.00	-	0.002267037	-
-vacant unit, excess land	LU \$ -	4.7170	-	0.35	-	0.001473574	-
Total	\$ 10,157,850		\$ 26,162,558		\$ 25,488,443		\$ 12,250.00
Approved 1999 Budget	\$ 12,250	divided by assessment vacancy adjusted	\$ 25,488,443	equals tax rate	0.00048061 at ratio 1.00.		
Westdale							
Residual Commercial	CT \$ 10,715,023	2.5756	27,597,613	0.00	27,597,613	0.003229485	\$ 34,604.01
-vacant unit, excess land	CU \$ 175,167	2.5756	451,160	0.30	315,812	0.002260640	\$ 395.99
Shopping Centre	ST \$ -	2.4636	-	0.00	-	0.003089051	-
-vacant unit, excess land	SU \$ -	2.4636	-	0.30	-	0.002162336	-
Parking Lot & Vacant Com. Land	GT & CX \$ -	2.5756	-	0.00	-	0.003229485	-
Residual Industrial	IT \$ -	3.9654	-	0.00	-	0.004972124	-
-vacant unit, excess land	IU \$ -	3.9654	-	0.35	-	0.003231880	-
Large Industrial	LT \$ -	4.7170	-	0.00	-	0.005914537	-
-vacant unit, excess land	LU \$ -	4.7170	-	0.35	-	0.003844449	-
Total	\$ 10,890,190		\$ 28,048,773		\$ 27,913,425		\$ 35,000.00
Approved 1999 Budget	\$ 35,000	divided by assessment vacancy adjusted	\$ 27,913,425	equals tax rate	0.001253877 at ratio 1.00.		

**By-Law Number
Schedule "E" (cont.)**

Ottawa Street

	Current Value	Ratio	Weighted Assessment	Vacancy Reductions	Assessment	BIA Tax Rate	BIA Levy
Residual Commercial	CT \$ 11,451,237	2.5756	29,493,806	0.00	\$ 29,493,806	0.002860242	\$ 32,753.31
-vacant unit, excess land	CU \$ 1,094,659	2.5756	2,819,404	0.30	\$ 1,973,583	0.002002169	\$ 2,191.69
Shopping Centre	ST \$ -	2.4636	-	0.00	-	0.002735864	-
-vacant unit, excess land	SU \$ -	2.4636	-	0.30	-	0.001915105	-
Parking Lot & Vacant Com. Land	GT & CX \$ -	2.5756	-	0.00	-	0.002860242	-
Residual Industrial	IT \$ -	3.9654	-	0.00	-	0.004403635	-
-vacant unit, excess land	IU \$ -	3.9654	-	0.35	-	0.002862363	-
Large Industrial	LT \$ -	4.7170	-	0.00	-	0.005238298	-
-vacant unit, excess land	LU \$ -	4.7170	-	0.35	-	0.003404894	-
Total	\$ 12,545,896		\$ 32,313,210		\$ 31,467,389		\$ 34,945.00

Approved 1999 Budget \$ 34,945.00 divided by assessment vacancy adjusted \$ 31,467,389 equals tax rate 0.001110515 at ratio 1.00.

International Village

	Current Value	Ratio	Weighted Assessment	Vacancy Reductions	Assessment	BIA Tax Rate	BIA Levy
Residual Commercial	CT \$ 7,742,821	2.5756	19,942,410	0.00	\$ 19,942,410	0.005905379	\$ 45,724.29
-vacant unit, excess land	CU \$ 1,709,122	2.5756	4,402,015	0.30	\$ 3,081,410	0.004133765	\$ 7,065.11
Shopping Centre	ST \$ -	2.4636	-	0.00	-	0.005648583	-
-vacant unit, excess land	SU \$ -	2.4636	-	0.30	-	0.003954008	-
Parking Lot & Vacant Com. Land	GT & CX \$ 205,000	2.5756	527,998	0.00	\$ 527,998	0.005905379	\$ 1,210.60
Residual Industrial	IT \$ -	3.9654	-	0.00	-	0.009091935	-
-vacant unit, excess land	IU \$ -	3.9654	-	0.35	-	0.005909758	-
Large Industrial	LT \$ -	4.7170	-	0.00	-	0.010815216	-
-vacant unit, excess land	LU \$ -	4.7170	-	0.35	-	0.007029890	-
Total	\$ 9,656,943		\$ 24,872,422		\$ 23,551,818		\$ 54,000.00

Approved 1999 Budget \$ 54,000 divided by assessment vacancy adjusted \$ 23,551,818 equals tax rate 0.002292817 at ratio 1.00.

**By-Law Number
Schedule "E" (cont.)**

Barton Village *

	Current Value Assessment	Ratio	Weighted Assessment	Vacancy Reductions	Assessment Vacancy Adjusted	BIA Tax Rate	BIA Levy
Residual Commercial	CT \$ 9,056,731	2.5756	23,326,516	0.00 \$	23,326,516	0.002194509	\$ 19,875.08
-vacant unit, excess land	CU \$ 621,113	2.5756	1,599,739	0.30 \$	1,119,817	0.001536156	\$ 954.13
Shopping Centre	ST \$ -	2.4636	-	0.00 \$	-	0.002099081	\$ -
-vacant unit, excess land	SU \$ -	2.4636	-	0.30 \$	-	0.001469357	\$ -
Parking Lot & Vacant Com. Land	GT & CX \$ 35,500	2.5756	91,434	0.00 \$	91,434	0.002194509	\$ 77.91
Residual Industrial	IT \$ 141,083	3.9654	559,451	0.00 \$	559,451	0.003378671	\$ 476.67
-vacant unit, excess land	IU \$ -	3.9654	-	0.35 \$	-	0.002196136	\$ -
Large Industrial	LT \$ 2,036,439	4.7170	9,605,883	0.00 \$	9,605,883	0.004019063	\$ 8,184.58
-vacant unit, excess land	LU \$ 165,228	4.7170	779,380	0.35 \$	506,597	0.002612391	\$ 431.64
Total	\$ 12,056,094		\$ 35,962,403		\$ 35,209,698		\$ 30,000.00

Approved 1999 Budget \$ 30,000 divided by assessment vacancy adjusted \$ 35,209,698 equals tax rate 0.000852038 at ratio 1.00.

* Westinghouse 2/3 assessment reduction as per By-law 98-15

	Gross Assessment	Adjustment	Rateable Assessment	Gross Tax	Adj Tax	Net Tax
Residual Commercial	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
-vacant unit, excess land	\$ 495,684	\$ 330,456	\$ 165,228	\$ 1,294.92	\$ 863.28	\$ 431.64
Residual Industrial	\$ 144,000	\$ 96,000	\$ 48,000	\$ 486.53	\$ 324.35	\$ 162.18
Residual Industrial	\$ 47,000	\$ 31,333	\$ 15,667	\$ 158.80	\$ 105.87	\$ 52.93
Large Industrial	\$ 6,109,316	\$ 4,072,877	\$ 2,036,439	\$ 24,553.73	\$ 16,369.15	\$ 8,184.58
	\$ 6,796,000		2,265,333	\$ 26,493.97	\$ 17,662.65	\$ 8,831.32

**By-Law Number
Schedule "E" (cont.)**

Downtown *

	Current Value Assessment	Ratio	Weighted Assessment	Vacancy Reductions	Assessment Vacancy Adjusted	BIA Tax Rate	BIA Levy
Residual Commercial	CT \$ 63,318,059	2.5756	163,081,993	0.00	\$ 163,081,993	0.001426250	\$ 90,307.40
-vacant unit, excess land	CU \$ 5,282,806	2.5756	13,606,395	0.30	\$ 9,524,477	0.000998375	\$ 5,274.22
Shopping Centre	ST \$ 299,616	2.4636	738,134	0.00	\$ 738,134	0.001364230	\$ 408.75
-vacant unit, excess land	SU \$ 42,044	2.4636	103,580	0.30	\$ 72,506	0.000954961	\$ 40.15
Parking Lot & Vacant Com. Land	GT & CX \$ 1,549,153	2.5756	3,989,998	0.00	\$ 3,989,998	0.001426250	\$ 2,209.48
Residual Industrial	IT \$ -	3.9654	-	0.00	\$ -	0.002195858	\$ -
-vacant unit, excess land	IU \$ -	3.9654	-	0.35	\$ -	0.001427308	\$ -
Large Industrial	LT \$ -	4.7170	-	0.00	\$ -	0.002612060	\$ -
-vacant unit, excess land	LU \$ -	4.7170	-	0.35	\$ -	0.001697839	\$ -
Total	\$ 70,491,678		\$ 181,520,100		\$ 177,407,108		\$ 98,240.00

Approved 1999 Budget \$ 98,240 divided by assessment vacancy adjusted \$ 177,407,108 equals tax rate 0.000553755 at ratio 1.00.

* Ramada and Howard Johnson's 2/3 assessment reduction as per By-law 92-119

	Gross Assessment	Adjustment	Rateable Assessment	Gross Tax	Adj Tax	Net Tax
Residual Commercial	CT \$ 3,986,002	\$ 2,657,335	\$ 1,328,667	\$ 5,685.04	\$ 3,790.02	\$ 1,895.01
130 King E	ST \$ 538,488	\$ 358,992	\$ 179,496	\$ 734.62	\$ 489.75	\$ 244.87
	CU \$ 608,677	\$ 405,785	\$ 202,892	\$ 607.69	\$ 405.13	\$ 202.56
	SU \$ 126,133	\$ 84,089	\$ 42,044	\$ 120.45	\$ 80.30	\$ 40.15
	\$ 5,259,300	\$ 3,506,200	\$ 1,753,100	\$ 7,147.80	\$ 4,765.20	\$ 2,382.60
Howard Johnson's	CT \$ 3,848,000	\$ 2,565,333	\$ 1,282,667	\$ 5,488.21	\$ 3,658.81	\$ 1,829.40
112 King E	GT \$ 187,000	\$ 124,667	\$ 62,333	\$ 266.71	\$ 177.81	\$ 88.90
	\$ 4,035,000	\$ 2,690,000	\$ 1,345,000	\$ 5,754.92	\$ 3,836.61	\$ 1,918.31

**By-Law Number
Schedule "E" (cont.)**

King Street West

	Current Value Assessment	Ratio	Weighted Assessment	Vacancy Reductions	Assessment Vacancy Adjusted	BIA Tax Rate	BIA Levy
Residual Commercial	CT \$ 3,818,186	2.5756	9,834,120	0.00	9,834,120	0.000716852	\$ 2,737.07
-vacant unit, excess land	CU \$ 125,403	2.5756	322,988	0.30	226,092	0.000501796	\$ 62.93
Shopping Centre	ST \$ -	2.4636	-	0.00	-	0.000685679	-
-vacant unit, excess land	SU \$ -	2.4636	-	0.30	-	0.000479976	-
Parking Lot & Vacant Com. Land	GT & CX \$ -	2.5756	-	0.00	-	0.000716852	-
Residual Industrial	IT \$ -	3.9654	-	0.00	-	0.001103667	-
-vacant unit, excess land	IU \$ -	3.9654	-	0.35	-	0.000717383	-
Large Industrial	LT \$ -	4.7170	-	0.00	-	0.001312855	-
-vacant unit, excess land	LU \$ -	4.7170	-	0.35	-	0.000853356	-
Total	\$ 3,943,589		\$ 10,157,108		\$ 10,060,211		\$ 2,800.00

Approved 1999 Budget \$ 2,800 divided by assessment vacancy adjusted \$ 10,060,211 equals tax rate 0.000276324 at ratio 1.00.

**By-Law Number
Schedule "F"**

All Purposes - Combined Rates

(Excluding BIA Levies)

Property Class	Current Value Assessment	All Purpose Full Rate	All Purpose Levy	Region Levy	Education Levy	City Levy
Residential & Farm	RT \$10,385,722,860	0.018877079	196,052,111	97,474,984	42,996,893	55,580,234
-Farmlands 1	R1 \$ -	0.012664979	-	-	-	-
-Farmlands 2	R4 \$ -	0.018877079	-	-	-	-
Muti-Residential	MT \$1,147,865,921	0.048972795	56,214,202	32,656,102	4,752,165	18,805,935
Residual Commercial	CT \$528,100,481	0.064170777	33,888,618	11,411,500	15,904,660	6,572,459
-vacant unit, excess land	CU \$816,355,467	0.075495036	61,630,785	20,753,271	28,924,658	11,952,856
-vacant unit, excess land	CU \$37,395,486	0.044919543	1,679,788	565,644	788,361	325,783
Shopping Centre	ST \$68,474,833	0.052846519	3,618,657	1,218,530	1,698,313	701,813
-vacant unit, excess land	ST \$448,474,486	0.067985035	30,489,554	10,267,413	14,309,363	5,912,777
Parking Lot & Vacant Com. Land	SU \$29,300,055	0.047589530	1,394,376	469,559	654,409	270,408
Residual Industrial	GT & CX \$52,844,008	0.071076444	3,755,964	1,264,816	1,762,769	728,380
-vacant unit, excess land	IT \$82,722,196	0.091650611	7,581,540	2,634,889	3,339,059	1,607,592
-vacant unit, excess land	IU & IX \$48,084,448	0.114563255	5,508,711	1,914,498	2,426,145	1,168,068
-vacant unit, excess land	IU & IX \$1,082,485	0.059572889	64,487	22,412	28,401	13,674
Large Industrial	LT \$739,787	0.074466111	55,089	19,146	24,262	11,681
-vacant unit, excess land	LU \$472,559,005	0.119366576	56,407,750	19,609,307	24,869,401	11,929,043
Pipelines	PT \$24,242,315	0.07588269	1,880,919	653,873	829,271	397,774
Farmlands	FT \$50,975,000	0.037157876	1,894,123	667,833	841,699	384,591
Managed Forest	TT \$2,001,475	0.004696134	9,399	4,650	2,072	2,678
		0.004696134	169	84	37	48
Total	\$14,196,976,308		\$ 462,126,242	\$201,608,510	\$144,151,937	\$116,365,795

BY-LAW NO. 99 - 142

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 28TH DAY OF SEPTEMBER, 1999.

WHEREAS by Section 9 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 101 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the Municipal Clerk, or in the absence of the Municipal Clerk, the Acting Municipal Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 28th day of September

A.D. 1999



MUNICIPAL CLERK



MAYOR

BY-LAW NO. 99 - 143

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 4TH DAY OF OCTOBER, 1999.

WHEREAS by Section 9 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 101 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

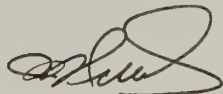
AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

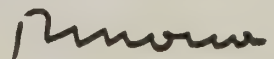
1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the Municipal Clerk, or in the absence of the Municipal Clerk, the Acting Municipal Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 4th day of October

A.D. 1999



MUNICIPAL CLERK



MAYOR



THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 99- 144

TO INCORPORATE CITY LAND
DESIGNATED AS PARTS 8 & 11, ON PLAN 62R-11311
INTO BIANCA DRIVE

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it necessary to incorporate the land described below into the highway known as Bianca Drive within its limits;

AND WHEREAS the said land is owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. That the following land is hereby established and laid out as a public highway to form part of Bianca Drive.

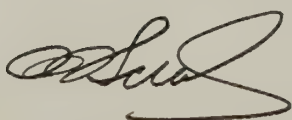
Part of Lot 8 in the Geographic township of Glanford designated as Parts 8 & 11, on Plan 62R-11311.

City of Hamilton

Regional Municipality of Hamilton-Wentworth

2. That the Commissioner of Transportation or his duly authorized agent is hereby authorized to open the said land as a public highway.
3. That this by-law comes into force and takes effect on the date of its registration in the Land Registry Office (No. 62).

PASSED this 12th day of October A.D. 1999



Municipal Clerk




Mayor

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 99- 145

TO STOP-UP, CLOSE AND SELL A PORTION OF
THE PUBLIC WALKWAY DESIGNATED AS
PARTS 1 AND 2, ON PLAN 62R-14911
LYING BETWEEN
37 & 41 GLENVALE DRIVE

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of the Municipal Act, Revised Statutes of Ontario, 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease, close, sell or retain any highway or part of a highway;

AND WHEREAS the Council of the Corporation of the City of Hamilton, in adopting Item 1 of the 11th Report of the Transport & Environment Committee on 1997 October 14, authorized that steps be commenced, pursuant to the Municipal Act for the closure and sale by by-law of that portion of the public walkway, lying between 37 & 41 Glenvale Drive, designated as Parts 1 and 2, on Plan 62R-14911;

AND WHEREAS the said public walkway is a highway under the jurisdiction of The Corporation of the City of Hamilton;

AND WHEREAS notice of the City's intention to pass this By-law has been published as required by Section 300 of the Municipal Act for four consecutive weeks in the Hamilton Spectator, a newspaper having general circulation in the City of Hamilton;

AND WHEREAS the Council of The Corporation of the City of Hamilton, through its Transport and Environment Committee, has heard all persons who applied to be heard, no matter whether in objection to or in support of this By-law;

NOW THEREFORE the Council of the Corporation of the City of Hamilton enacts as follows:

1. (a) That the portion of the public walkway described as Parts 1 and 2, on Plan 62R-14911, in the City of Hamilton, Regional Municipality of Hamilton-Wentworth, is hereby stopped-up and closed.

(b) That the soil and freehold in the said portion of the closed highway be disposed of, in the following manner:
 - (i) that portion of the closed public walkway designated as Part 1, on Plan 62R-14911, be sold to M.G. & B.D. Cuffe in accordance with their Offer to Purchase dated 1999 July 2, for the price of \$1.00 to the respective owners abutting each portion of the closed public walkway.
 - (ii) that portion of the closed public walkway designated as Part 2, on Plan 62R-14911, be sold to G. Ernest and L. Knowles in accordance with their Offer to Purchase dated 1999 July 5, for the price of \$1.00 to the respective owners abutting each portion of the closed public walkway.
2. That this By-law shall come into force and effect on the date of its registration in the Land Registry Office for the Registry Division of Wentworth.

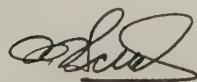
Passed this

12th

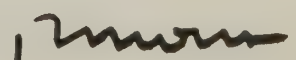
day of

October

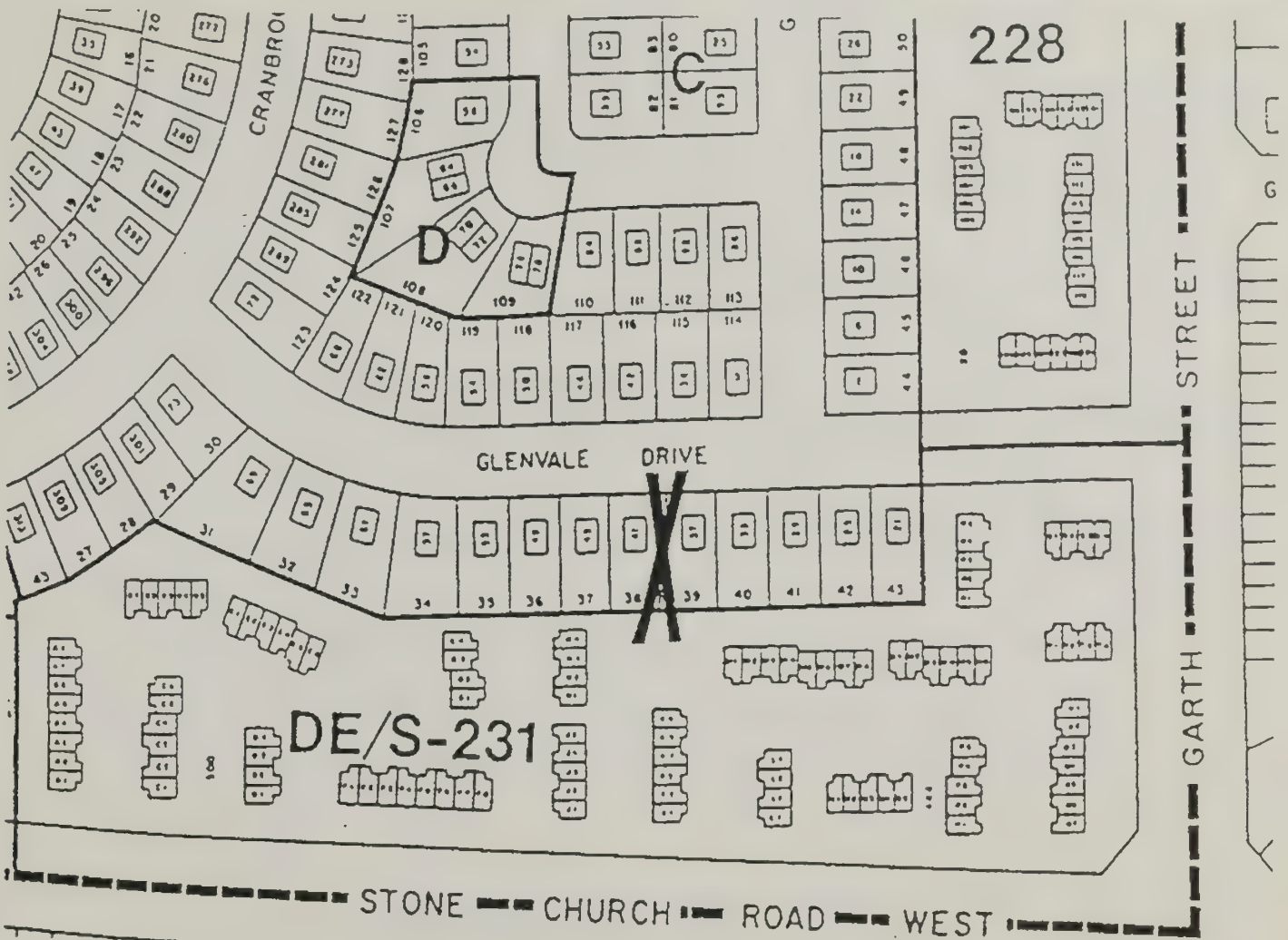
A.D. 1999



Municipal Clerk



Mayor



KEY MAP



HAMILTON
WARD 8

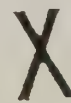


LOCATION PLAN

To Stop-up and Sell Public Walkway
between 37 & 41 Glenvale Drive

CITY OF HAMILTON
REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH
TRANSPORTATION, OPERATIONS & ENVIRONMENT

LEGEND



SUBJECT LAND

SCALE
NOT TO SCALE

DATE
1999-10-01

REFERENCE FILE NO: S610-03

"Emerson	West from 63 feet south of Royal to 49 feet southerly	2 hr	8 am - 6 pm	Mon - Fri"
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3. That **Schedule 26 (No Parking Areas)** of By-law 89-72, as amended, is hereby further amended by adding thereto the following items, namely:-

"Currie	East	commencing at Reno and extending 54 feet northerly therefrom	Anytime
Currie	East	commencing at Reno and extending 65 feet southerly therefrom	Anytime
Upper Gage	East	commencing 324 feet north of Ossington and extending 35 feet northerly therefrom	Anytime"

4. That **Schedule 27 (Alternate Side Parking)** of By-law 89-72, as amended, is hereby further amended by adding thereto the following item, namely:-

"Eastgate Court Centennial Parkway to Fairington Crescent	South	North"
--	-------	--------

and by deleting therefrom the following items, namely:-

"Catharine Street Barton Street to Murray Street	West	East
Auburn Normandy to South End	West	East"

5. That **Schedule 34 (Sticker Permit Parking)** of By-law 89-72, as amended, is hereby further amended by adding thereto the following items, namely:-

"Florence	South	commencing 301 feet east of Dundurn and extending 22 feet easterly therefrom	Anytime
East Bend	East	commencing 90 feet south of Cannon and extending 17 feet southerly therefrom	Anytime
Cedar	East	commencing 121 feet north of Cumberland and extending 20 feet northerly therefrom	Anytime
Niagara	West	commencing 115 feet north of Brant and extending 36 feet northerly therefrom	Anytime"

and by deleting therefrom the following items, namely:-

"Mary	East	commencing 91 feet south of Simcoe to a point 23 feet southerly therefrom	Anytime
Catharine	East	commencing 250 feet north of Barton and extending 16 feet northerly therefrom	Anytime
Catharine	West	commencing 42 feet south of Murray and extending 38 feet southerly therefrom	Anytime
Balmoral	West	commencing 366 feet south of Maple and extending 27 feet southerly therefrom	Anytime
Niagara	West	commencing 50 feet north of Brant and extending 105 feet northerly therefrom	Anytime"

6. In all other respects By-law 89-72 and all Schedules thereto, as amended, is hereby confirmed unchanged.
7. This By-law shall come into force and take effect on the date of its passing and enactment.

PASSED this 12th day of October 1999.



MUNICIPAL CLERK



MAYOR



THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 99-147

BEING A BY-LAW TO AMEND
BY-LAW NO. 89-72 TO REGULATE TRAFFIC

WHEREAS Section 210(123) of the Municipal Act, R.S.O. 1990, Chapter M.45, as amended, confers upon the councils of all municipalities the power to enact by-laws for regulating traffic on highways subject to the Highway Traffic Act;

AND WHEREAS Section 314(7) of the Municipal Act confers upon councils of all municipalities the power to enact by-laws to provide for placing, regulating and maintaining upon the public highways traffic signs for the purpose of guiding and directing traffic;

AND WHEREAS on the 28th day of February, 1989, the Council of the Corporation of the City of Hamilton enacted By-law 89-72 to regulate traffic;

AND WHEREAS it is necessary to amend By-law 89-72, as amended;

NOW THEREFORE the Council of the Corporation of the City of Hamilton enacts as follows:

1. That **Schedule 10 (Stops At Intersections)** of By-law 89-72, as amended, is hereby further amended by adding thereto the following items, namely:-

"Robert	Westbound	Cathcart
Windsor	Eastbound	Caroline
Solomon	Eastbound and Westbound	Jamie-Ann
Aquila	Eastbound	Crerar
Luciano	Westbound	Crerar
Timothy	Southbound	Crerar
Distin	Northbound	Crerar"

2. That **Schedule 28 (Taxi Stands)** of By-law 89-72, as amended, is hereby further amended by deleting therefrom the following item, namely:-

"Hess	East	29 ft	84 ft south of King	9 pm - 2 am"
-------	------	-------	---------------------	--------------

3. That **Schedule 29 (No Stopping Areas)** of By-law 89-72, as amended, is hereby further amended by adding thereto the following items, namely:-

"Hess	East	commencing 250 feet north of Main and extending to King	Anytime
Hess	West	commencing at Main and extending 300 feet northerly therefrom	Anytime"

and by deleting therefrom the following items, namely:-

"Hess	West	Main to King	4-6 p.m.	Mon-Fri
Hess	West	Main to King	7-9 a.m.	Mon-Fri"

4. That **Schedule 35 (Wheelchair Loading Zones)** of By-law 89-72, as amended, is hereby further amended by adding thereto the following item, namely:-

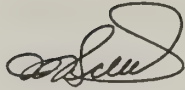
"Britannia South 25 feet 81 feet east of Cope Anytime"

and by deleting therefrom the following item, namely:-

"Simcoe North 27 feet 115 feet east of Catharine 7:00 a.m.-6:00 p.m."

5. In all other respects, By-law 89-72 and all Schedules thereto, as amended, is hereby confirmed unchanged.
6. This By-law shall come into force and take effect on the date of its passing and enactment.

PASSED this 12th day of October 1999.



MUNICIPAL CLERK



MAYOR

The Corporation of the City of Hamilton

BY-LAW NO. 99- 148

To Adopt:

Official Plan Amendment No. 164

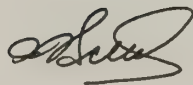
Respecting:

**LANDS LOCATED ON THE WEST SIDE OF CHEDMAC DRIVE WITHIN THE
MOUNTVIEW NEIGHBOURHOOD**

The Council of The Corporation of the City of Hamilton enacts as follows:

1. Amendment No. 164 to the Official Plan of the Hamilton Planning Area consisting of Schedule 1, hereto annexed and forming part of this by-law, is hereby adopted.
2. It is hereby authorized and directed that such approval of the Official Plan Amendment referred to in section 1 above, as may be requisite, be obtained and for the doing of all things for the purpose thereof.

PASSED this 12th day of October A.D. 1999



MUNICIPAL CLERK



MAYOR

(1999) 15R.P.D.C. (6.A.), August 11
Extendacare Inc., prospective owner
OPA-164

Amendment No. 164

to the

City of Hamilton Official Plan

The following text, together with Schedule "A" and Schedule "J-1", attached hereto, constitutes Official Plan Amendment No. 164.

Purpose:

The purpose of this Amendment is to redesignate the subject lands from "Residential" to "Major Institutional" to permit the development of the lands for a nursing home. In addition, a text amendment will be made to the Chedmac Planning Area Secondary Plan to recognize the nursing home and set a maximum capacity.

Location:

The lands affected by this Amendment are a 2.4 ha parcel of land located on the south side of Chedmac Drive, within the Mountview Neighbourhood.

Basis:

The basis for permitting a 160 bed nursing home on the subject lands is as follows:

- 1) The subject lands are suitably located in the Mountview Neighbourhood in proximity to other institutional uses to the north (e.g. Chedoke Hospital, Twin Pad Arena)
- 2) The subject lands are located in proximity to public transit and other community services (e.g. proposed park to the west of Chedmac Drive, public transit route, etc.).
- 3) The proposal would be compatible with established and planned development in the Neighbourhood.
- 4) The proposal would provide the community with additional nursing home beds.

Actual Changes:

1. Schedule "A" - Land Use Concept be revised by redesignating the subject lands from "Residential" to "Major Institutional", as shown on the attached Schedule "A" of this Amendment.
2. Schedule "J-1" - Chedmac Planning Area Secondary Plan be revised by redesignating the subject lands from "Medium Density Residential II" to "Institutional", as shown on the attached Schedule "J-1" of this Amendment.

3. Subsection A.6.1.2. i) (5), respecting Medium Density II residential development, will be deleted in its entirety.
4. Subsection A.6.1.2. ii) will be deleted in its entirety and replaced with the following new policy (changes to the policy are shown in bold):

"It is intended that Chedoke-McMaster Hospitals be recognized as a valuable Community and Regional Health facility. **In addition, other institutional uses, including the Twin Pad Arena and the nursing home located on the south side of Chedmac Drive, provide community services to the Neighbourhood and Community. Lands designated "Institutional" shall be developed** in accordance with the attached Schedule "J-1" – Chedmac Planning Area Secondary Plan, Subsection A.2.6 – Major Institutional Uses of this Plan, and the following policies:

- a) New Major Institutional health related facilities shall be designed to facilitate a comprehensive campus-like setting.
 - b) New Major Institutional recreational facilities shall be designed in a comprehensive manner with existing recreations facilities.
 - c) The development of any new institutional facilities, **including those associated with Chedoke-McMaster Hospitals**, shall be designed to mitigate any negative impact on adjacent residential development.
 - d) **A nursing home located on the south side of Chedmac Drive shall have a maximum capacity of 160 residents."**
5. Subsection A.6.1.2. iv) f) will be revised by replacing the phrase "townhouse/apartment" with "townhouse".

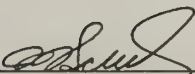
Implementation:

A Neighbourhood Plan Amendment, Zoning By-law Amendment, Land Severance and Site Plan Control will give effect to the intended use on the subject lands.

This is Schedule "1" to By-law No. 99- 148 , passed on the 12th day of October , 1999.

The Corporation of the

City of Hamilton


Municipal Clerk

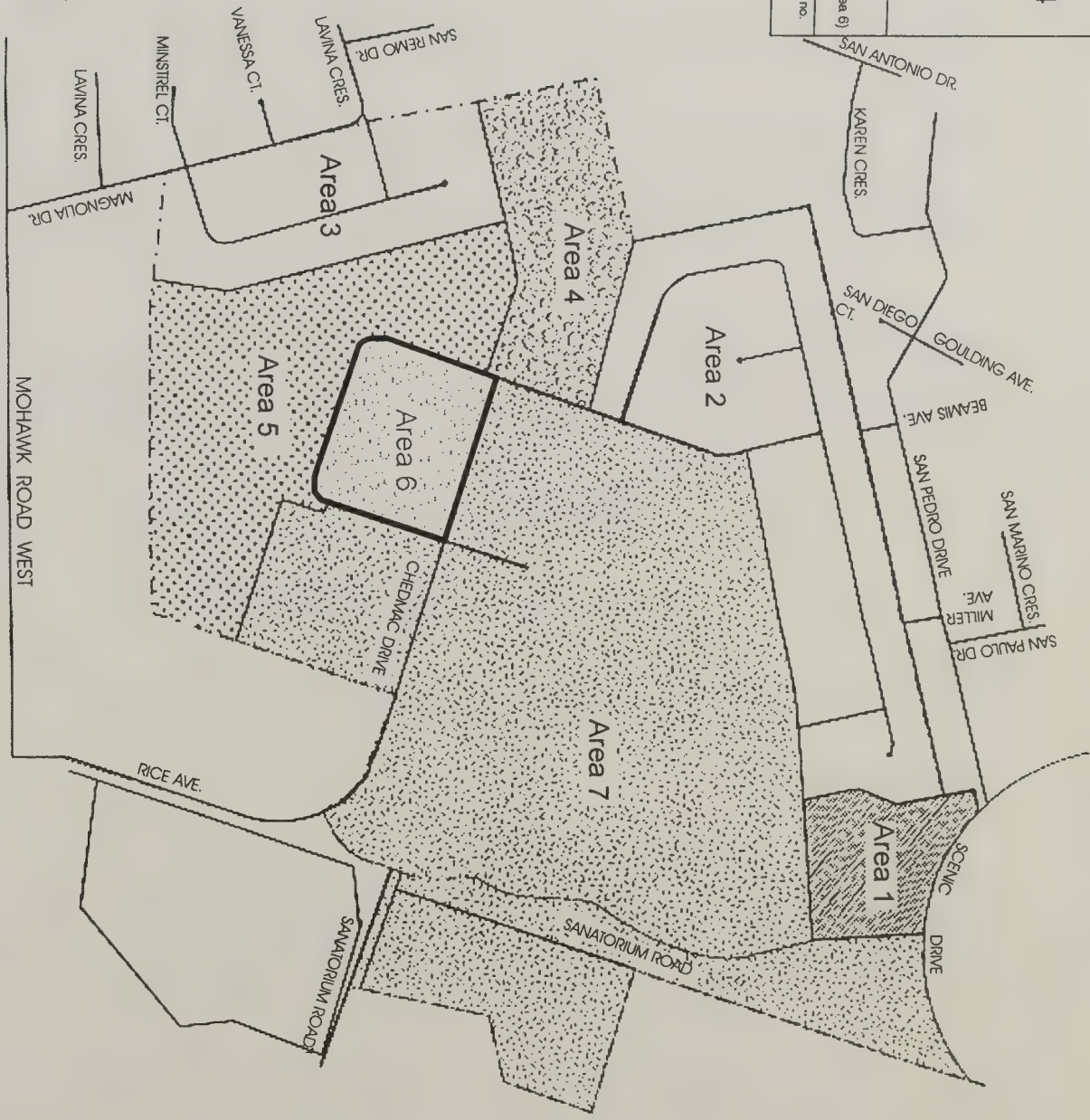

Mayor



schedule J-1 amendment no. 164

to the
official plan
for the
City of Hamilton

legend ☐ area to be changed from "Medium Density Residential II" (Area 6) to "Institutional"		
date	drawn by	reference file no.
AUGUST, 1996	B.B.	



Chedmac Planning Area Secondary Plan

AREA	REFER TO POLICY
Area 1.....	A.6.12iv)
Area 2.....	A.6.12ii)
Area 3.....	A.6.12ii)
Area 4.....	A.6.12iii)
Area 5.....	A.6.12ii)
Area 6.....	A.6.12ii)
Area 7.....	A.6.12ii)

Legend

Land Use Designations

- ☐ Low Density Residential
- ☐ Medium Density Residential I
- ☐ Medium Density Residential II
- ☐ Park and Open Space
- ☐ Stormwater Pond
- ☐ Institutional
- Secondary Plan Boundary

schedule J-1 to the official plan for the City of Hamilton

August 1996

The Corporation of the City of Hamilton

BY-LAW NO. 99-149

To Amend:

Zoning By-law No. 6593

As Amended By Zoning By-law No. 98-258

Respecting:

LANDS LOCATED AT MUNICIPAL NO - 27 DUNDURN STREET NORTH

WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 98-258 on the 13th day of October 1998 to rezone the subject lands from "D" (Urban Protected Residential One and Two Family Dwellings, etc.) District to "D" – 'H' (Urban Protected Residential – One and Two Family Dwellings – Holding) District modified, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", which By-law came into force on the day it was passed in accordance with the Planning Act;

AND WHEREAS Section 2 of By-law No. 98-258 provides that upon the applicant submitting a signed Record of Site Condition (RSC) to the satisfaction of the Region, including an acknowledgement of receipt of the RSC by the Ministry of Environment and Energy and applying for and receiving approval of a Site Plan Control Application from the City of Hamilton for the subject lands, the 'H' symbol shall be removed by amendment to By-law No. 98-258;

AND WHEREAS the Record of Site Condition (RSC) has been submitted to the satisfaction of the Region, including an acknowledgement of receipt of the RSC by the Ministry of Environment and the Site Plan Control Application has been completed;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982;

AND WHEREAS City Council in adopting Item 6 of the 18th report of the Planning and Development Committee at its meeting held on the 12th day of October, 1999 directed that By-law No. 98-258 be amended to remove the 'H' (holding) symbol in respect of the subject lands;

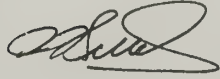
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The 'H' (Holding) symbol affixed by By-law No. 98-258, passed on the 13th day of October 1998, to the "D" – 'H' (Urban Protected Residential – One and Two Family Dwellings, etc. – Holding) District, the extent and boundaries of which are shown on a plan thereto annexed as Schedule "A" to By-law No. 98-258 and forming part thereof is hereby removed, and the development of the lands may proceed in accordance with the "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) District provisions of Zoning By-law No. 6593, subject to the special requirements referred to in section 3 of By-law No. 98-258.
2. Sheet No. W-22 of the District Maps, appended to and forming part of Zoning By-law No. 6593, as amended by section 1. of By-law No. 98-258, is further amended by changing from "D" – 'H' (Urban Protected Residential – One and Two Family Dwellings, etc. - Holding) District modified to "D" (Urban Protected Residential – One and Two Family Dwellings, etc.) District modified, the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A" and forming part of this By-law.
3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "D" district provisions, subject to the special requirements referred to in section 3 of By-law No. 98-258.
4. By-law No. 6593, as amended by By-law No. 98-258, is further amended by adding this by-law to section 19B as Schedule S-1412a.

5. Sheet W-22 of the District Maps, as amended by By-law No. 98-258, is amended by marking the lands referred to in section 1. of this by-law, S-1412a.

6. In all other aspects, By-law No. 98-258 is hereby confirmed, unchanged.

PASSED this 12th day of October A.D. 1999.

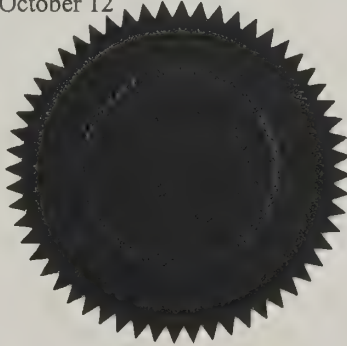


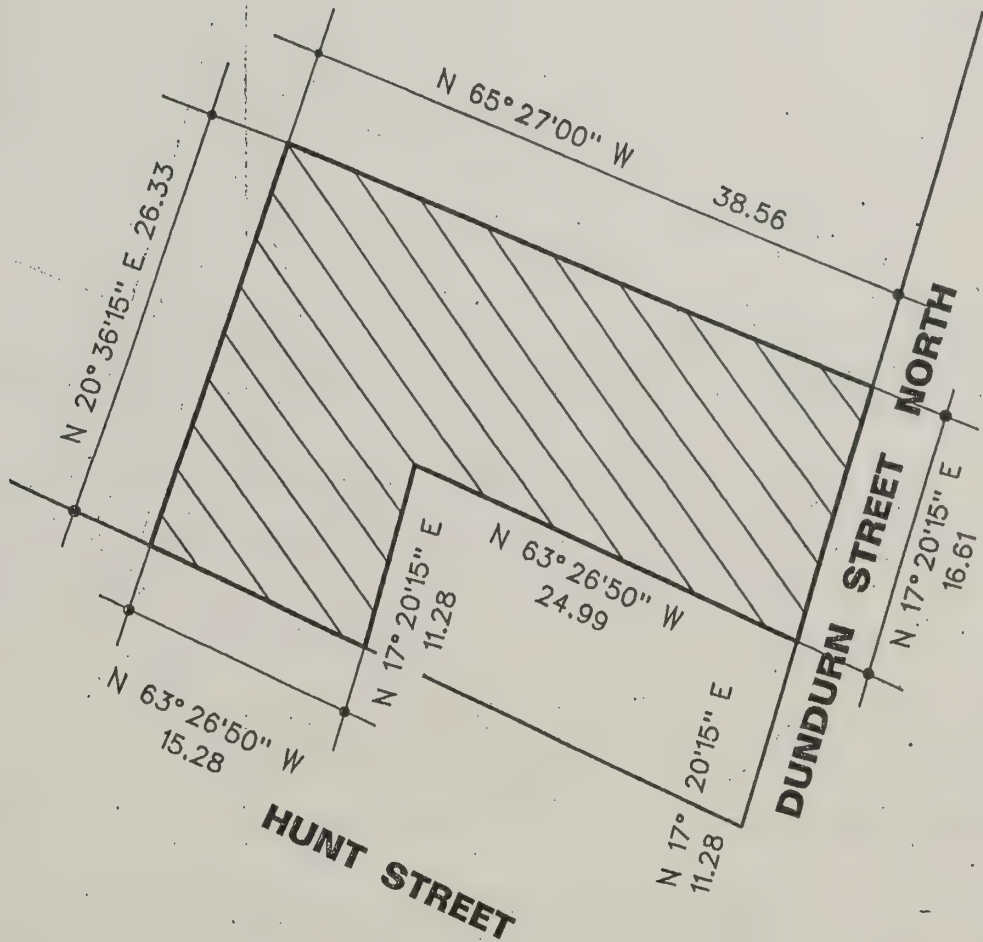
MUNICIPAL CLERK



MAYOR

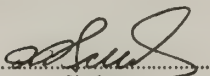
(1999) 18th R.P.D.C. Item 6, October 12
Hugh MacLeod, owner
ZAR-99-18





NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 99-149.
Passed the 12th day of October, 1999.


Clerk


Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 99-149...
to Amend By-Law No. 6593

Community Planning and Development Division

Legend

Modification in zoning:



From: "D" - "H" (Urban Protected Residential
-One and Two Family Dwellings, etc.
-Holding) District-Modified

To: "D" (Urban Protected Residential
-One and Two Family Dwellings, etc.)
District -Modified

North



Scale
Not to Scale

Date
July 1999

Reference File No.
ZAR-99-18

Drawn By
M.M.

The Corporation of the City of Hamilton

BY-LAW NO. 99- 150

To Amend:

Zoning By-law No. 6593

Respecting:

**LANDS LOCATED AT THE REAR OF
1476 UPPER GAGE AVENUE**

WHEREAS it is intended to change the zoning of the lands hereinafter referred to by By-law No. 6593 passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-38D of the District Maps, appended to and forming part of By-law No. 6593, is amended,

(a) by changing from "AA" (Agricultural) District to "R-4" (Small Lot Single Family Detached) District,

the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

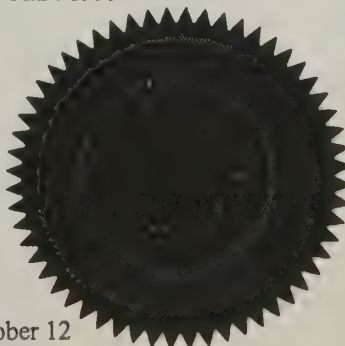
2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "R-4" District provisions.

3. The Municipal Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this 12th day of October A.D. 1999

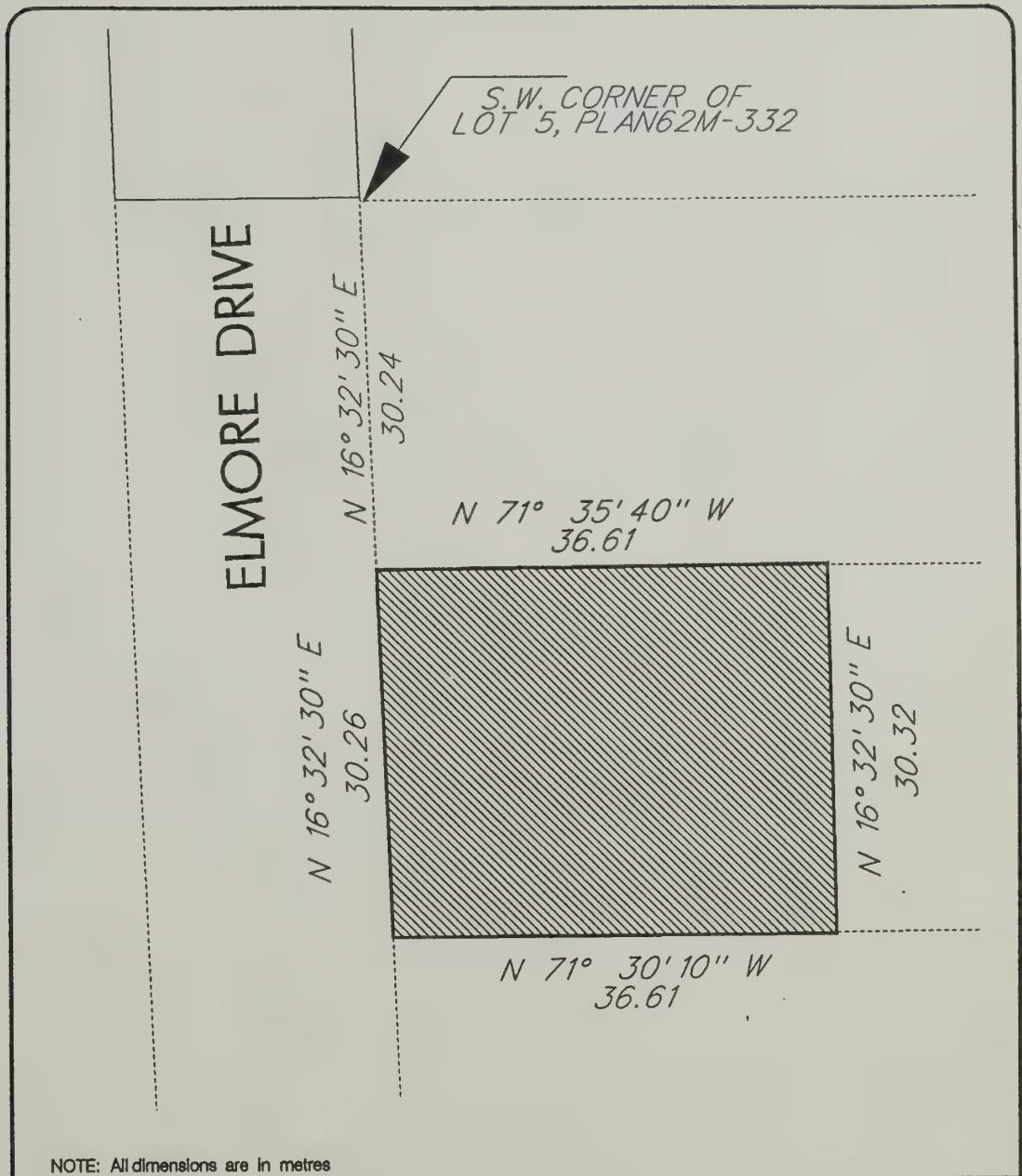


MUNICIPAL CLERK



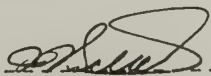
MAYOR

(1999) 18th R.P.D.C. Item 3, October 12
Sabatino Manganiello, Owner
ZAR-99-33



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 99-150
 Passed the 12th day of October, 1999.


 Clerk


 Mayor

City of Hamilton

Schedule "A"

Map Forming Part of
 By-Law No. 99-150

to Amend By-Law No. 6593

Community Planning and Development Division

Legend

Change in zoning from:

 "AA" (Agricultural) District to
 "R-4" (Small Lot Single Family
 Detached) District

North	Scale	Reference File No.
	NOT TO SCALE	ZAR-99-33
	Date	Drawn By
	September, 1999	B. B.

BY-LAW NO. 99 - 151

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 12TH DAY OF OCTOBER, 1999.

WHEREAS by Section 9 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 101 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

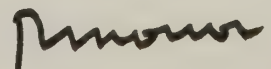
1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the Municipal Clerk, or in the absence of the Municipal Clerk, the Acting Municipal Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 12th day of October

A.D. 1999



MUNICIPAL CLERK



MAYOR

BY-LAW NO. 99 - 152

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 18TH DAY OF OCTOBER, 1999.

WHEREAS by Section 9 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 101 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

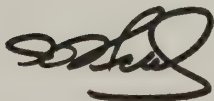
AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

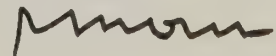
1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the Municipal Clerk, or in the absence of the Municipal Clerk, the Acting Municipal Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 18th day of October

A.D. 1999



MUNICIPAL CLERK



MAYOR



74 ON HBC 1708
91

The Corporation of the City of Hamilton

BY-LAW NO. 99- 153

To Amend:

Zoning By-law No. 6593
As Amended by Zoning By-law No. 96-152

Respecting:

LANDS LOCATED WEST OF RICE AVENUE AND SOUTH OF CHEDMAC DRIVE

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593 passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS The Council of The Corporation of the City of Hamilton passed By-law No. 96-152 on the 24th day of September 1996, to change the zoning and establish special requirements under Section 19B of Zoning By-law No. 6593, for the "RT-20", "DE-3" and "AA" Districts, in respect of the lands bounded by Rice Avenue, Mohawk Road West, Magnolia Drive and Scenic Drive, the extent and boundaries of which are shown on a plan thereto annexed as Schedule "A", which by-law came into force on the day it was passed in accordance with the Planning Act;

AND WHEREAS Section 6. of By-law No. 96-152 provides that upon the availability of servicing for the subject lands to the satisfaction of the Manager of Development, Development Division, Regional Environment Department, and upon completion of noise mitigation measures, to the satisfaction of the Ministry of Environment and Energy, to address noise generated from the hospital laundry facility, the 'H' symbol shall be removed by amendment to By-law No. 96-152 and the development of the lands comprised in Block 4 may proceed in accordance with the "DE-3" District provisions;

AND WHEREAS servicing is available for the subject lands to the satisfaction of the Manager of Development and the noise mitigation measures have been completed to address the noise generated from the hospital laundry facility to the satisfaction of the Ministry of Environment and Energy;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982, as amended by Official Plan Amendment No. 164 proposed by The Corporation of the City of Hamilton as By-law No. 99-148, but not yet approved in accordance with the provisions of the Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "H" (Holding) symbol affixed by By-law No. 96-152, passed on the 24th day of September 1996, to the "DE-3" – 'H'(Multiple Dwellings – Holding) District, the extent and boundaries of which are shown on a plan thereto annexed as Schedule "A" to By-law No. 96-152 and forming part thereof is hereby removed, and the development of the lands may proceed in accordance with the "DE-3" (Multiple Dwellings) District provisions of Zoning By-law No. 6593, subject to the special requirements referred to in Section 3. of By-law No. 96-152.

2. Sheets No. W-36 and W-37 of the District Maps, appended to and forming part of By-law No. 6593, as amended by Section 1.(d) of By-law No. 96-152, are further amended by changing from "DE-3" –'H' (Multiple Dwellings – Holding) District modified to "DE-3" (Multiple Dwellings) District modified, the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

3. Section 3. of Zoning By-law No. 96-152 is hereby repealed in its entirety and replaced with the following:

"3. The "DE-3" (Multiple Dwelling) District provisions, as contained in Section 10C. of Zoning By-law No. 6593, applicable to the lands comprised in Block 4, are amended to the extent only of the special requirements that,

(a) notwithstanding Section 10C. (1) and (2) of Zoning By-law No. 6593, only the following use shall be permitted:

a nursing home having a maximum capacity of 160 patient beds, in a building of not greater than 2 storeys in height; and,

(b) in addition to the permitted use specified in Section 3.(a) of this by-law, an amenity centre of not less than 500 square metres, accessory to the nursing home, shall be required; and,

(c) for the purposes of this by-law, "Amenity Centre" shall only include one or more of the following uses:

1. Administrative offices;
2. Chapel;
3. Library;
4. Activity and Exercise rooms;
5. Lounges;
6. Dining Room;
7. Variety Store;
8. Hairdresser;
9. Barber shop; and

(d) only one ground sign shall be permitted for the nursing home subject to the following requirements:

1. No sign shall exceed 1.8 metres in height; and,
2. The total aggregate area of the ground sign shall not exceed 5.8 square metres; and,
3. The ground sign shall be located not less than 2.0 metres from any lot line; and,
4. No sign shall be illuminated unless the source of light is steady and suitably shielded to contain the illumination."

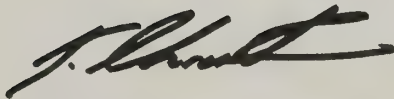
4. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "DE-3" District provisions, subject to the special requirements referred to in section 3. of By-law No. 96-152, as amended by section 3. of this by-law.

5. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1363a.

6. Sheets No. W-36 and W-37 of the District Maps are amended by marking the lands referred to in section 2 of this by-law, S-1363a.

7. The Municipal Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this 26th day of October A.D. 1999

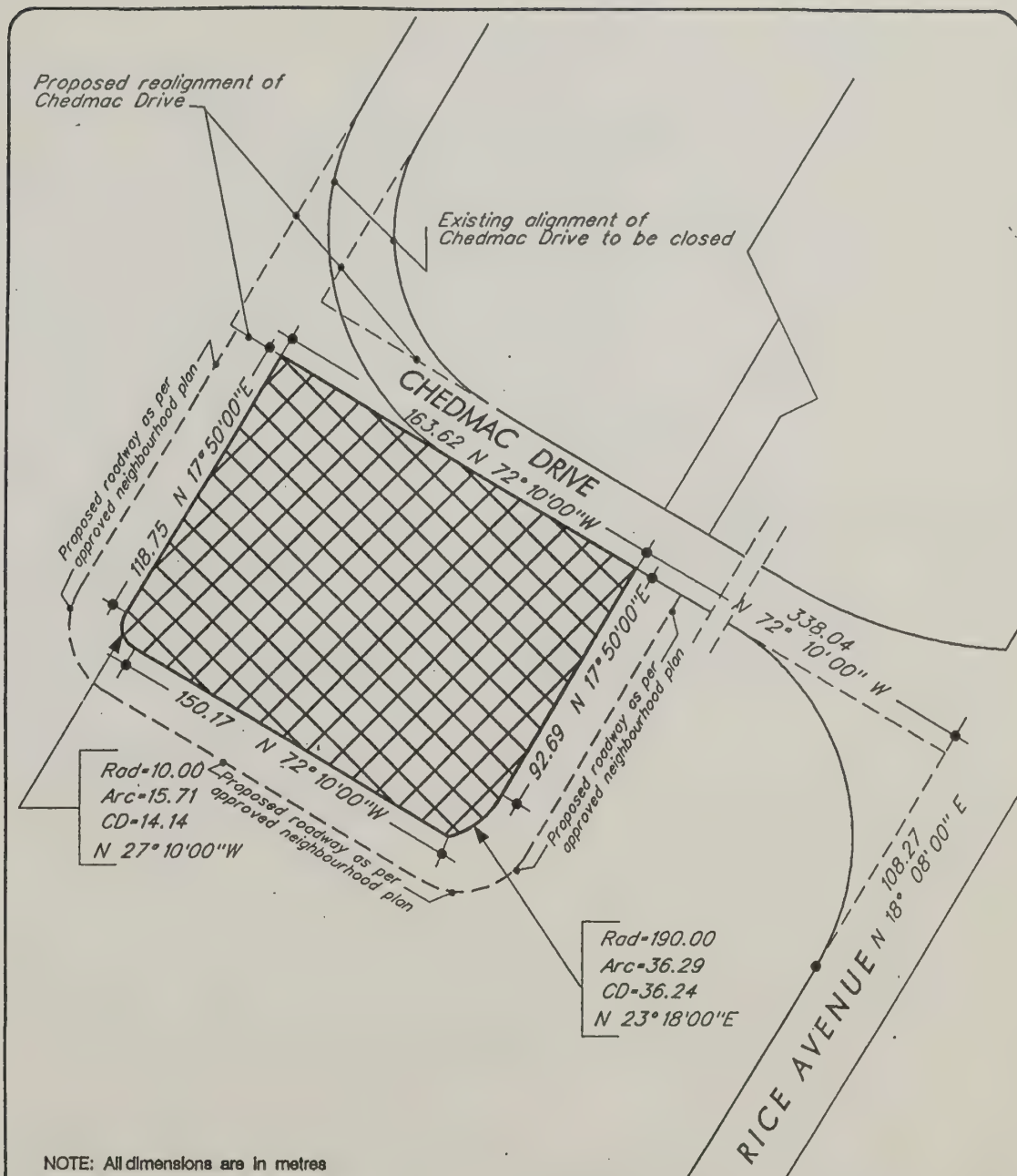


ACTING MUNICIPAL CLERK

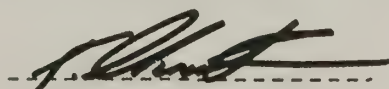


MAYOR

(1999) 15 R.P.D.C. 6, August 11
Extendacare Inc., Prospective Owner
ZAC-99-19



This is Schedule "A" to By-Law No. 99-153.....
Passed the ...26th... day of ...October..., 1999.


Acting Clerk


Mayor

City of Hamilton

Schedule "A"

Map Forming Part of
By-Law No. 99-153

to Amend By-Law No. 6593

Community Planning and Development Division

Legend

Change in Zoning:



From "DE-3"-H' (Multiple Dwellings - Holding) District, modified to "DE-3" (Multiple Dwellings) District, modified

North



Scale
NOT TO SCALE

Date
Sept. 1999

Reference File No.
ZA-99-19

Drawn By
W. B.

The Corporation of the City of Hamilton

BY-LAW NO. 99 - 154

To Amend:

Zoning By-law No. 6593

Respecting:

**LANDS LOCATED AT THE REAR OF
163 STONE CHURCH ROAD EAST**

WHEREAS it is intended to change the zoning of the lands hereinafter referred to by amending By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

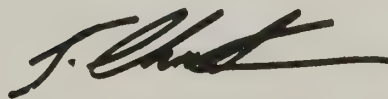
1. Sheet No. E-9C of the District Maps appended to and forming part of By-law No. 6593, is amended,

(a) by changing from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District,

the land, the extent and boundaries of which is shown on a plan hereto annexed as Schedule "A".

2. The Municipal Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this 26th day of October A.D. 1999 ,



ACTING MUNICIPAL CLERK

(1999) 18 R.P.D.C. 1, October 12
Sam Consentino, Owner
ZAC-99-31

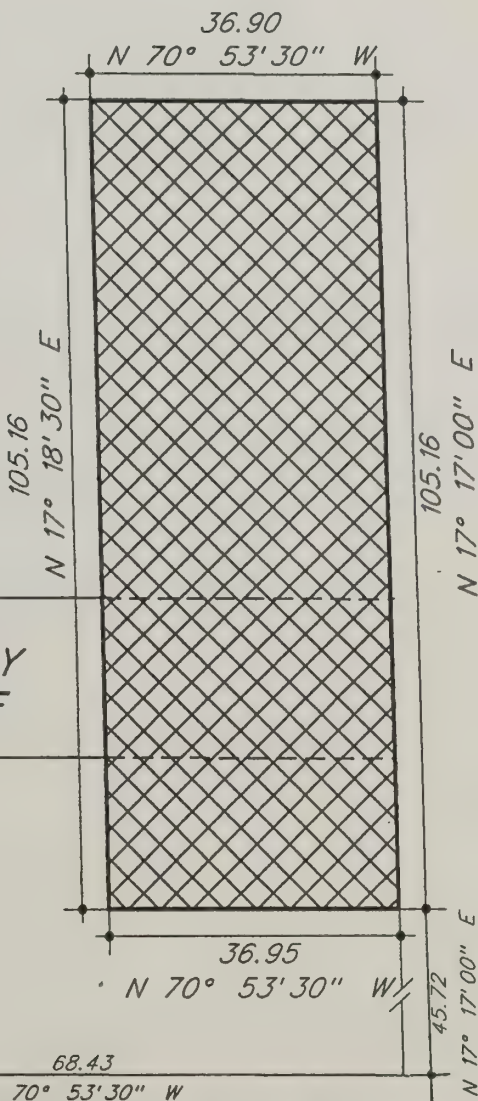


MAYOR

PINERIDGE DRIVE

PINEWAY AVENUE

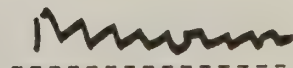
STONE CHURCH ROAD ROAD EAST



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 99-154
Passed the 26th day of October, 1999.


Acting Clerk


Mayor

City of Hamilton

Schedule "A"

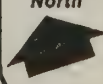
Map Forming Part of
By-Law No. 99-154
to Amend By-Law No. 6593

Community Planning and Development Division

Legend

Change in zoning from:

 "AA" (Agricultural) District to
"C" (Urban Protected Residential, etc.) District

	Scale NOT TO SCALE	Reference File No. ZAC-99-31
	Date October, 1999	Drawn By B. B.

The Corporation of the City of Hamilton

BY-LAW NO. 99- 155

To Repeal By-law No. 99-137

Respecting:

**OFFICIAL PLAN AMENDMENT NO. 162 FOR LANDS LOCATED AT NOS. 505 TO
537 QUEENSTON ROAD**

WHEREAS The Council of The Corporation of the City of Hamilton passed By-law No. 99- 132 on the 7th day of September 1999 to adopt Official Plan Amendment No. 162 respecting lands located at Nos. 505 to 537 Queenston Road

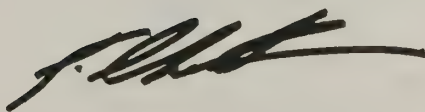
AND WHEREAS The Council of The Corporation of the City of Hamilton passed a second By-law, By-law No. 99-137 on the 28th day of September 1999 to adopt Official Plan Amendment No. 162;

AND WHEREAS By-law No. 99-137 is a duplicate of By-law No. 99-132

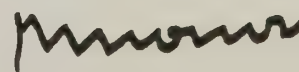
NOW THEREFORE The Council of The Corporation of the City of Hamilton enacts as follows:

1. By-law No. 99-137 is hereby repealed.

PASSED this 26th day of October A.D. 1999



ACTING MUNICIPAL CLERK



MAYOR

The Corporation of the City of Hamilton

BY-LAW NO. 99-156

To Amend:

Zoning By-law No. 6593

Respecting:

LANDS LOCATED AT MUNICIPAL NOS. 1423 and
1431 UPPER WELLINGTON STREET

WHEREAS it is intended to change the zoning of the lands hereinafter referred to by amending By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

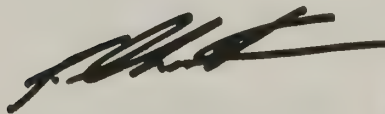
1. Sheet No. E-18C of the District Maps appended to and forming part of By-law No. 6593, is amended,

(a) by changing from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District,

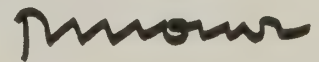
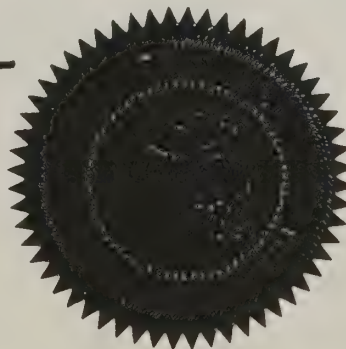
the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. The Municipal Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this 26th day of October A.D.1999.

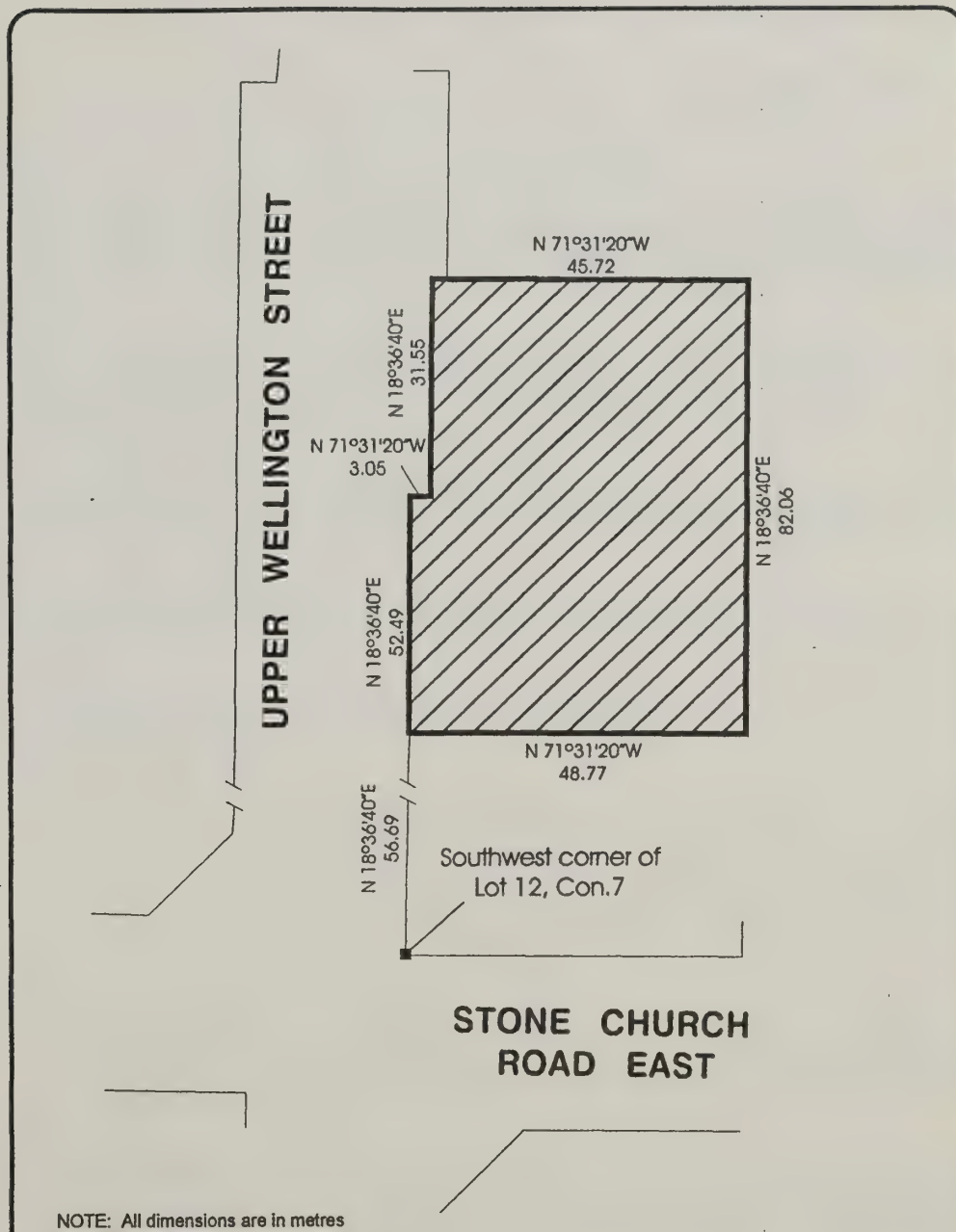


ACTING MUNICIPAL CLERK



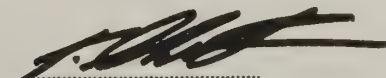
MAYOR

(1999)17 R.P.D.C. 4, 28 September
Harry & Helen Bazuin and Gordon & Ester Pauls, Owners
ZAR-99-27



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 99-156.
Passed the 26th day of October, 1999.


Acting Clerk


Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 99-156..

Planning and Development Department

Legend

Change in zoning:



"AA" (Agricultural) District to:
"C" (Urban Protected Residential, etc.) District



Scale
Not to Scale
Date
October 1999

Reference File No.
ZAR-99-27
Drawn By
D.L.

BY-LAW NO. 99 - 157

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 26TH DAY OF OCTOBER, 1999.

WHEREAS by Section 9 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 101 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

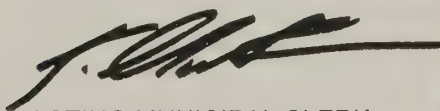
AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

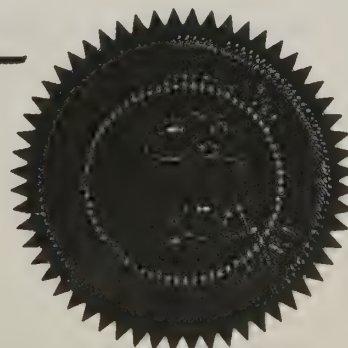
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

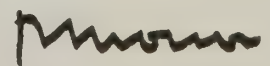
1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the Municipal Clerk, or in the absence of the Municipal Clerk, the Acting Municipal Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 26th day of October

A.D. 1999


ACTING MUNICIPAL CLERK




MAYOR

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 99- 158

BEING A BY-LAW TO AMEND
BY-LAW NO. 89-72 TO REGULATE TRAFFIC

WHEREAS Section 210(123) of the Municipal Act, R.S.O. 1990, Chapter M.45, as amended, confers upon the councils of all municipalities the power to enact by-laws for regulating traffic on highways subject to the Highway Traffic Act;

AND WHEREAS Section 314(7) of the Municipal Act confers upon councils of all municipalities the power to enact by-laws to provide for placing, regulating and maintaining upon the public highways traffic signs for the purpose of guiding and directing traffic:

AND WHEREAS on the 28th day of February, 1989, the Council of the Corporation of the City of Hamilton enacted By-law 89-72 to regulate traffic;

AND WHEREAS it is necessary to amend By-law 89-72, as amended;

NOW THEREFORE the Council of the Corporation of the City of Hamilton enacts as follows:

1. That **Schedule 25 (Parking Time Limits)** of By-law 89-72, as amended, is hereby further amended by adding thereto the following item, namely:-

"Arcade	West Gateview to southerly end	1 hr	8 am - 6 pm	Mon - Fri"
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2. That **Schedule 26 (No Parking Areas)** of By-law 89-72, as amended, is hereby further amended by adding thereto the following items, namely:-

"Upper Wentworth	West	Vineberg to Bianca	Anytime
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Arcade East Gateview to southerly end Anytime"

and by deleting therefrom the following items, namely:-

"Emerson	East	north leg of Whitney to 50 feet southerly	8 a.m. - 4:30 p.m.	Mon - Fri
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Corsica	East	Bonaparte to the south ' property line of No. 10 Corsica	8:00 am - 5:00 pm	Mon - Fri"
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3. That **Schedule 27 (Alternate Side Parking)** of By-law 89-72, as amended, is hereby further amended by adding thereto the following item, namely:-

"Paling Avenue Dunsmure Road to Barton Street"	East	West"
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and by deleting therefrom the following item, namely:-

"Paling Avenue Dunsmure Road to Vansitmart	East	West"
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4. That **Schedule 34 (Sticker Permit Parking)** of By-law 89-72, as amended, is hereby further amended by adding thereto the following items, namely:-

"Charlton	South	commencing 265 feet west of Dundurn and extending 20 feet westerly therefrom	Anytime
Mary	East	commencing 84 feet south of Barton and extending 16 feet southerly therefrom	Anytime
Simcoe	South	commencing 205 feet west of Ferguson and extending 22 feet westerly therefrom	Anytime
Oak	East	commencing 184 feet north of Cannon and extending 18 feet northerly therefrom	Anytime
Oak	West	commencing 183 feet north of Cannon and extending 20 feet northerly therefrom	Anytime
Francis	North	commencing 69 feet west of Douglas and extending 19 feet westerly therefrom	Anytime
Francis	South	commencing 65 feet west of Douglas and extending 18 feet westerly therefrom	Anytime
Oliver	South	commencing 134 feet west of Wentworth and extending 22 feet westerly therefrom	Anytime
Primrose	South	commencing 85 feet east of Avondale and extending 22 feet easterly therefrom	Anytime
Fairfield	West	commencing 243 feet south of Britannia and extending 20 feet southerly therefrom	Anytime
McAnulty	South	commencing 73 feet west of the extended west curb line of Holly and extending 21 feet westerly therefrom	Anytime
McAnutly	North	commencing 60 feet west of Holly and extending 18 feet westerly therefrom	Anytime"

and by deleting therefrom the following item, namely:-

"Avondale	West	commencing 25 feet south of Gertrude and extending 21 feet southerly therefrom	Anytime"
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6. In all other respects By-law 89-72 and all Schedules thereto, as amended, is hereby confirmed unchanged.

7. This By-law shall come into force and take effect on the date of its passing and enactment.

PASSED this

9th

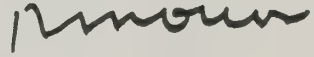
day of

November

1999.



MUNICIPAL CLERK



MAYOR

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 99- 159

BEING A BY-LAW TO AMEND
BY-LAW NO. 89-72 TO REGULATE TRAFFIC

WHEREAS Section 210(123) of the Municipal Act, R.S.O. 1990, Chapter M.45, as amended, confers upon the councils of all municipalities the power to enact by-laws for regulating traffic on highways subject to the Highway Traffic Act;

AND WHEREAS Section 314(7) of the Municipal Act confers upon councils of all municipalities the power to enact by-laws to provide for placing, regulating and maintaining upon the public highways traffic signs for the purpose of guiding and directing traffic;

AND WHEREAS on the 28th day of February, 1989, the Council of the Corporation of the City of Hamilton enacted By-law 89-72 to regulate traffic;

AND WHEREAS it is necessary to amend By-law 89-72, as amended;

NOW THEREFORE the Council of the Corporation of the City of Hamilton enacts as follows:

1. That **Schedule 10 (Stops At Intersections)** of By-law 89-72, as amended, is hereby further amended by adding thereto the following items, namely:-

"Templemead	Eastbound and Westbound	Arno
Acadia	Eastbound and Westbound	Acadia
Rosslyn	Northbound and Southbound	Montclair
Behan	Eastbound and Westbound	Billington (West Leg)
Billington	Northbound	Behan " (West Leg)

2. That **Schedule 29 (No Stopping Areas)** of By-law 89-72, as amended, is hereby further amended by adding thereto the following items, namely:-

"Blanshard	Both	Locke to Poulette	Anytime
Emerson	East	commencing 20 feet north of Whitney (north leg) and extending 121 feet southerly therefrom	Anytime
Corsica	Both	Bonaparte to northerly end	8 am - 4 pm Mon - Fri"

3. That **Schedule 31 (School Bus Loading Zones)** of By-law 89-72, as amended, is hereby further amended by adding thereto the following items, namely:-

"Ronaldshay West	50 feet	79 feet north of Hester	7:00 a.m. - 6:00 p.m. Monday to Saturday
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Ronaldshay West	60 feet	199 feet north of Hester	7:00 a.m. - 6:00 p.m." Monday to Saturday
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and by deleting therefrom the following item, namely:-

"Ronaldshay West	120 feet	commencing at a point 83 feet north of Hester	7:00 a.m. - 6:00 p.m." Monday to Saturday
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4. That **Schedule 35 (Wheelchair Loading Zones)** of By-law 89-72, as amended, is hereby further amended by adding thereto the following items, namely:-

"Catharine West	20 feet	85 feet south of King	Anytime
-----------------	---------	-----------------------	---------

Cambridge South	24 feet	115 feet west of Kenilworth	8:00 a.m. - 10:00 p.m."
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and by deleting therefrom the following items, namely:-

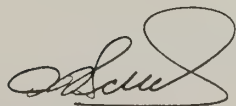
"Ferguson East	49 ft.	53 feet north of King William	Anytime
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Cope East	19 feet	40 feet south of Barton	Anytime
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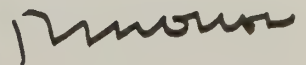
Nelligan South	22 feet	231 feet east of Erin	Anytime"
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5. In all other respects, By-law 89-72 and all Schedules thereto, as amended, is hereby confirmed unchanged.
6. This By-law shall come into force and take effect on the date of its passing and enactment.

PASSED this 9th day of November 1999.



MUNICIPAL CLERK



MAYOR

The Corporation of the City of Hamilton

BY-LAW NO. 99 — 160

To Remove

Land within the "Wellington Estates, Phase 1" Subdivision, Plan 62M-885
and "Allison Estates, Phase 1", Plan 62M-823 from Part Lot Control

WHEREAS subsection 5 of Section 50 of the Planning Act, (R.S.O. 1990, Chapter P.13) establishes part-lot control on land within registered plans of subdivision;

AND WHEREAS subsection 7 of Section 50 of the Planning Act, states, in part, as follows:

- (7) **Designation of lands not subject to part lot control.** -- Despite subsection (5), the council of a local municipality may by by-law provide that subsection (5) does not apply to land that is within such registered plan or plans of subdivision or parts of them as are designated in the by-law.
- (7.1) **Requirement for approval of by-law.** -- A by-law passed under subsection (7) does not take effect until it has been approved by the appropriate approval authority for the purpose of sections 51 and 51.1 in respect of the land covered by the by-law.
- (7.2) **Exemption from approval.** -- An approval under subsection (7.1) is not required if the council that passes a by-law under subsection (7) is authorized to approve plans of subdivision under section 51.
- (7.3) **Expiration of by-law.** -- A by-law passed under subsection (7) may provide that the by-law expires at the expiration of the time period specified in the by-law and the by-law expires at that time.
- (7.4) **Extension of time period.** -- The council of a local municipality may, at any time before the expiration of a by-law under subsection (7), amend the by-law to extend the time period specified for the expiration of the by-law and an approval under subsection (7.1) is not required.
- (7.5) **Amendment or repeal.** -- The council of a local municipality may, without an approval under subsection (7.1), repeal or amend a by-law passed under subsection (7) to delete part of the land described in it and, when the requirements of subsection (28) have been complied with, subsection (5) applies to the land affected by the repeal or amendment.

AND WHEREAS the Minister has delegated his authority to approve by-laws enacted under subsection 7 of Section 50 of the Planning Act to the Council of The Regional Municipality of Hamilton-Wentworth pursuant to Section 4 of the Planning Act by Ontario Regulation 476/83;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

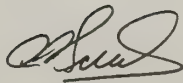
1. Subsection 5 of Section 50 of the Planning Act, for the purpose of creating maintenance easements and right-of-encroachment for the building footings and eaves, shall not apply to the following lands:

Lots 1 – 24, inclusive, and Blocks 25 – 28, inclusive, Registered Plan Number 62M-885 and Blocks 19 – 22, inclusive, Registered Plan Number 62M-823, in the City of Hamilton, Regional Municipality of Hamilton–Wentworth.

2.
 - (a) This by-law shall come into force and effect on the date of its approval by the Director, Land Development Department, Community Planning and Development Division.
 - (b) Where this by-law has been enacted and the said approval has been endorsed hereon, it shall be registered on title to the land described in paragraph one above.
 - (c) This By-law shall expire on November 1, 2000.

PASSED this 9th day of November

A.D. 1999.



Municipal Clerk



Mayor

APPENDIX "C"

Fay Papadellis
Commissioner of Environment
Regional Municipality of Hamilton-Wentworth
Authorized by Bylaw no R 89-171.

Region Municipality of Hamilton - Montreal
Authorized by By-law no R 88-171.

THE REGISTER FOR PIN 16905-0132

I CERTIFY THAT THIS PLAN 624- 823
IS REGISTERED IN THE LAND REGISTRY OFFICE
FOR THE LAND TITLES DIVISION OF WENTWORTH (62)
AT 11:26 O'CLOCK ON THE 18th DAY OF
September 1997 AND ENTERED IN
THE REGISTER FOR PIN 16905-0132.

AND REQUIRED CONSENTS AND AFFIDAVITS ARE
REGISTERED AS PLAN DOCUMENT NO. LT470512

Peter W. Galt
LAND REGISTRAR

THIS PLAN COMPRISES: P# 16805-0132

Allison Estates

Phase 4

BEING A SUBDIVISION OF
PART OF LOT 7
CONCESSION 1

TOWNSHIP OF GLANFORD

CITY OF HAMILTON
REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

SCALE 1:400

MACKEY, MACKEY & PETERS LIMITED
1987

Surveyor's Certificate

I CERTIFY THAT

2 THIS SURVEY WAS COMPLETED ON THE 20TH DAY OF AUGUST, 1992

W. J. BROWN
BRUCE CLARK
DATE AUGUST 21th. 1891

Owner's Certificate

THIS IS TO CLARIFY THAT

1 LOTS 10 TO 18, BOTH INCLUSIVE, THE STREETS MAKE UP THE FRONT DRIVE
2 ACCORDING TO BOULEVARD AND 200 FEET STREETS BLOCK 17 AND LOTS 18
3 TO 23, BOTH INCLUSIVE, HAVE BEEN Laid OUT IN ACCORDANCE WITH MY
4 INSTRUCTIONS

5 THE STREETS ARE HEREBY DEDICATED TO THE CORPORATION OF THE CITY OF
6 HALLOWAL AS PUBLIC HIGHWAYS

DATED AT HAMILTON, ONTARIO
THIS 5th DAY OF September 1993

200 RURAL ROAD INC. *id.* *id.*
A DESSA YE SINO
TREASURER
I HAVE THE AUTHORITY TO BOND THE CORPORATION

C:\MSDOS1\IO\3328-0-1

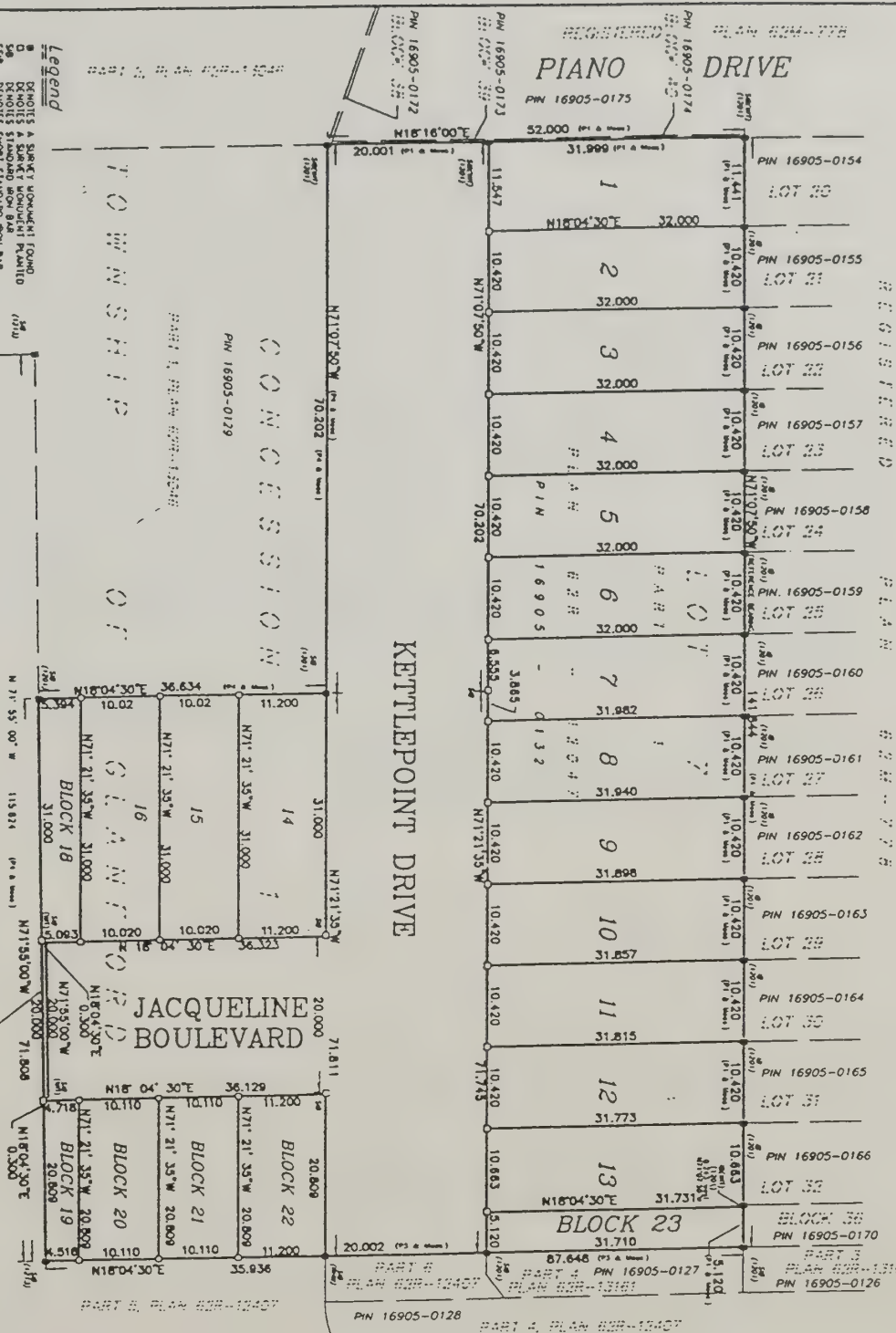
MACKAY
MACKAY
& PETERS

ONARIO LIMO SUPPLY CORP.
ESTABLISHED 1906
SUITE 700 UNION GAS BUILDING
20 HURON STREET, SOUTH
MILWAUKEE, OHIO 44121
PHONE (903) 526-7171
FAX (903) 526-0282

SALES PR. 00
MACH. OUTF. 001
ORDER BY 005
PRODUCT NO.

80-1305-001

APPENDIX "D"



The Corporation of the City of Hamilton

BY-LAW NO. 99 — 161

To Remove
Land within the "Olmsted Park, Phase 2" Subdivision, Plan 62M-891
from Part Lot Control

WHEREAS subsection 5 of Section 50 of the Planning Act, (R.S.O. 1990, Chapter P.13) establishes part-lot control on land within registered plans of subdivision;

AND WHEREAS subsection 7 of Section 50 of the Planning Act, states, in part, as follows:

- (7) **Designation of lands not subject to part lot control.** -- Despite subsection (5), the council of a local municipality may by by-law provide that subsection (5) does not apply to land that is within such registered plan or plans of subdivision or parts of them as are designated in the by-law.
- (7.1) **Requirement for approval of by-law.** -- A by-law passed under subsection (7) does not take effect until it has been approved by the appropriate approval authority for the purpose of sections 51 and 51.1 in respect of the land covered by the by-law.
- (7.2) **Exemption from approval.** -- An approval under subsection (7.1) is not required if the council that passes a by-law under subsection (7) is authorized to approve plans of subdivision under section 51.
- (7.3) **Expiration of by-law.** -- A by-law passed under subsection (7) may provide that the by-law expires at the expiration of the time period specified in the by-law and the by-law expires at that time.
- (7.4) **Extension of time period.** -- The council of a local municipality may, at any time before the expiration of a by-law under subsection (7), amend the by-law to extend the time period specified for the expiration of the by-law and an approval under subsection (7.1) is not required.
- (7.5) **Amendment or repeal.** -- The council of a local municipality may, without an approval under subsection (7.1), repeal or amend a by-law passed under subsection (7) to delete part of the land described in it and, when the requirements of subsection (28) have been complied with, subsection (5) applies to the land affected by the repeal or amendment.

AND WHEREAS the Minister has delegated his authority to approve by-laws enacted under subsection 7 of Section 50 of the Planning Act to the Council of The Regional Municipality of Hamilton–Wentworth pursuant to Section 4 of the Planning Act by Ontario Regulation 476/83;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

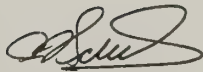
1. Subsection 5 of Section 50 of the Planning Act, for the purpose of creating maintenance easements shall not apply to the following lands:

Lots 2 – 5, inclusive and Block 6, Registered Plan Number 62M-891, in the City of Hamilton, Regional Municipality of Hamilton–Wentworth.

2. (a) This by-law shall come into force and effect on the date of its approval by the Director, Land Development Department, Community Planning and Development Division.
- (b) Where this by-law has been enacted and the said approval has been endorsed hereon, it shall be registered on title to the land described in paragraph one above.
- (c) This By-law shall expire on December 1, 2000.

PASSED this 9th day of November

A.D. 1999.



Municipal Clerk



Mayor

Paul Silvestri, owner
(1999) R.P.D.C. ., November 9
PLC-99-10

PLAN OF Olmsted Park-Phase 2

BEING A SUBDIVISION OF
PART OF LOT 13 - CONCESSION 8
GEOGRAPHIC TOWNSHIP OF BARTON
NOW IN THE
CITY OF HAMILTON
REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

SCALE 1:600
0 10 20 30 40 metres

B. J. CLARKE O.L.S.



PLAN 62M-

I CERTIFY THAT THIS PLAN IS REGISTERED
IN THE LAND REGISTRY OFFICE FOR THE LAND TILES
DIVISION OF HAMILTON (62) AT 12 O'CLOCK ON THE
DAY OF 1999 AND ENTERED IN THE
REGISTER FOR PLAN
AND THE REQUIRED CONSENTS ARE REGISTERED
AS PLAN DOCUMENT No.

LAND REGISTRAR

APPROVED UNDER SECTION 54 OF THE PLANNING ACT BY
THE COMMISSIONER OF ENVIRONMENT OF THE REGIONAL
MUNICIPALITY OF HAMILTON-WENTWORTH
THIS DAY OF 1999

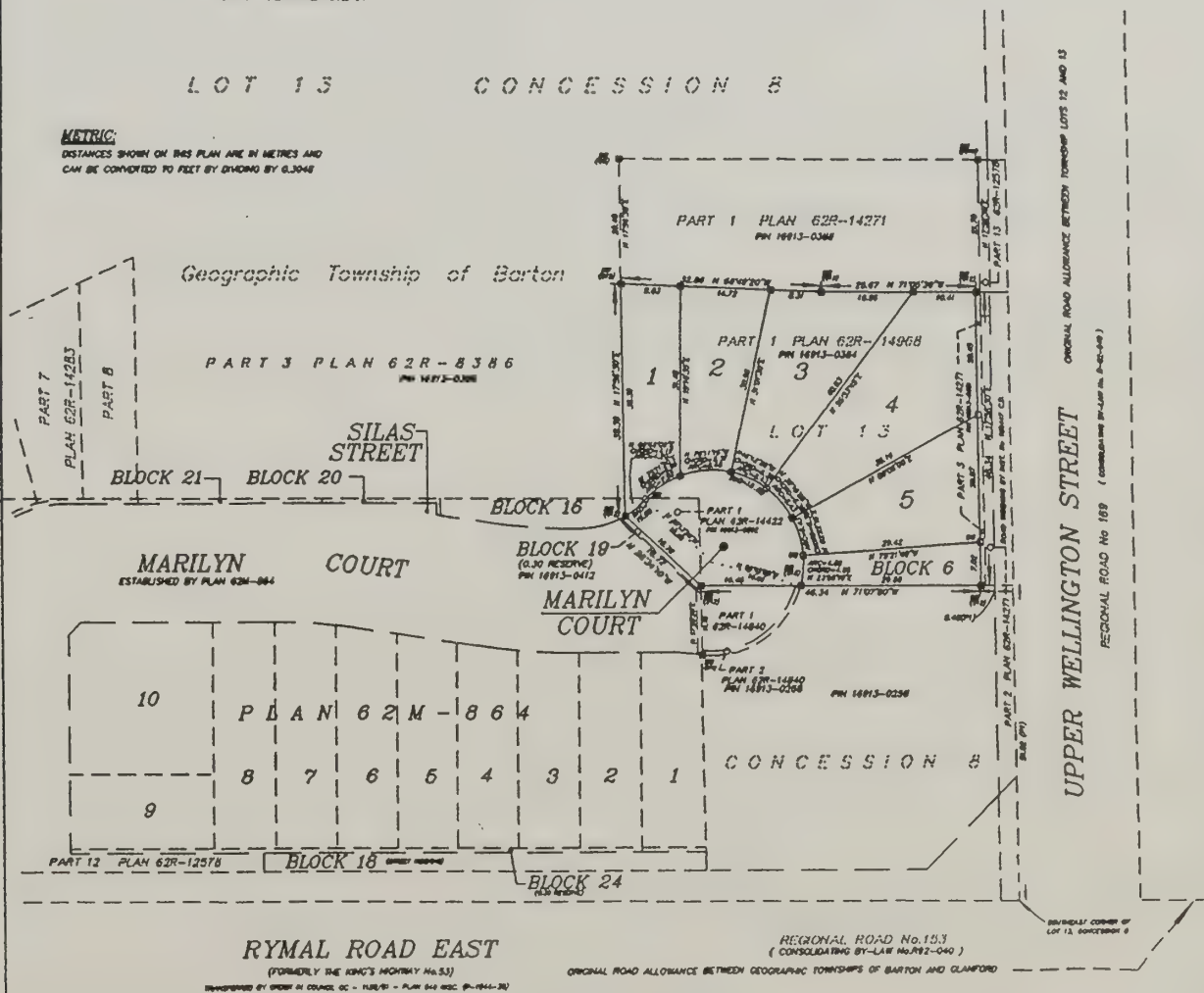
COMMISSIONER OF ENVIRONMENT
REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH
AUTHORIZED BY BY-LAW No. 879-041

THIS PLAN COMPREHENDS ALL OF PHN 16913-0363
AND ALL OF PHN 16913-0362

LOT 13 CONCESSION 8

METRIC

DISTANCES SHOWN ON THIS PLAN ARE IN METRES AND
CAN BE CONVERTED TO FEET BY DIVIDING BY 0.3048



OWNER'S CERTIFICATE

THIS IS TO CERTIFY THAT:
1. LOTS 1 TO 8 BOTH INCLUSIVE, BLOCK 8,
AND STREET, NAMELY MARILYN COURT
HAVE BEEN Laid OUT IN ACCORDANCE WITH MY INSTRUCTIONS
2. THE SAID STREET IS HEREBY DEDICATED TO THE CORPORATION
OF THE CITY OF HAMILTON AS PUBLIC HIGHWAY

DATED THE 14th DAY OF MAY, 1999.

Paul Silvestri
PAUL SILVESTRI

SURVEYOR'S CERTIFICATE

I CERTIFY THAT:
1. THIS SURVEY AND PLAN ARE CORRECT AND IN ACCORDANCE WITH
THE SURVEY ACT, THE SURVEYORS ACT AND THE LAND TILES ACT
AND THE REGULATIONS MADE UNDER THEM.
2. THE SURVEY WAS COMPLETED ON THE 14th DAY OF MAY, 1999.

MAY 14, 1999
DATE

B. J. Clarke
B. J. CLARKE
ONTARIO LAND SURVEYOR

LEGEND

SPK THIS □ DENOTES A SURVEY MONUMENT PLANTED
SPK THIS ■ DENOTES A SURVEY MONUMENT FOUND
SPK THIS □ OR ■ DENOTES STANDARD IRON BAR
SPK THIS □ OR ■ DENOTES IRON BAR
(PHN) DENOTES REGION OF HAMILTON-WENTWORTH
(P12) DENOTES A CLAUDE O.L.S.
(OU) DENOTES ORIGIN UNKNOWN
(P1) DENOTES PLAN 62R-14568

BEARINGS ARE ASTROPHOTIC AND REFERRED TO THE
EASTERN LIMIT OF PART 1 AS SHOWN ON PLAN 62R-14568
HAVING A BEARING OF N17°34'30"E



A. J. Clarke and Associates Ltd.

SURVEYORS • ENGINEERS • PLANNERS
186 JAMES STREET SOUTH, SUITE 120
HAMILTON, ONTARIO L8P 3A4, CANADA
TEL. 905-526-8791 FAX 905-526-2288
Internet: amclark@atgplanet.com

The Corporation of the City of Hamilton

BY-LAW NO. 99 — 162

To Remove
Land within the "Rymal Square Estates, Phase 4" Subdivision, Plan 62M-743
from Part Lot Control

WHEREAS subsection 5 of Section 50 of the Planning Act, (R.S.O. 1990, Chapter P.13) establishes part-lot control on land within registered plans of subdivision;

AND WHEREAS subsection 7 of Section 50 of the Planning Act, states, in part, as follows:

- (7) **Designation of lands not subject to part lot control.** -- Despite subsection (5), the council of a local municipality may by by-law provide that subsection (5) does not apply to land that is within such registered plan or plans of subdivision or parts of them as are designated in the by-law.
- (7.1) **Requirement for approval of by-law.** -- A by-law passed under subsection (7) does not take effect until it has been approved by the appropriate approval authority for the purpose of sections 51 and 51.1 in respect of the land covered by the by-law.
- (7.2) **Exemption from approval.** -- An approval under subsection (7.1) is not required if the council that passes a by-law under subsection (7) is authorized to approve plans of subdivision under section 51.
- (7.3) **Expiration of by-law.** -- A by-law passed under subsection (7) may provide that the by-law expires at the expiration of the time period specified in the by-law and the by-law expires at that time.
- (7.4) **Extension of time period.** -- The council of a local municipality may, at any time before the expiration of a by-law under subsection (7), amend the by-law to extend the time period specified for the expiration of the by-law and an approval under subsection (7.1) is not required.
- (7.5) **Amendment or repeal.** -- The council of a local municipality may, without an approval under subsection (7.1), repeal or amend a by-law passed under subsection (7) to delete part of the land described in it and, when the requirements of subsection (28) have been complied with, subsection (5) applies to the land affected by the repeal or amendment.

AND WHEREAS the Minister has delegated his authority to approve by-laws enacted under subsection 7 of Section 50 of the Planning Act to the Council of The Regional Municipality of Hamilton–Wentworth pursuant to Section 4 of the Planning Act by Ontario Regulation 476/83;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Subsection 5 of Section 50 of the Planning Act, for the purpose of creating maintenance easements and rights-of-way shall not apply to the following lands:

Block 52, Registered Plan 62M-743 "Rymal Square Estates, Phase 4", in the City of Hamilton, Regional Municipality of Hamilton-Wentworth.

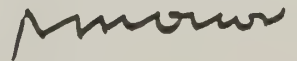
2. (a) This by-law shall come into force and effect on the date of its approval by the Director, Land Development Department, Community Planning and Development Division.
- (b) Where this by-law has been enacted and the said approval has been endorsed hereon, it shall be registered on title to the land described in paragraph one above.
- (c) This By-law shall expire on December 1, 2000.

PASSED this 9th day of November

A.D. 1999.



Municipal Clerk



Mayor

Rymal Square Estates , owner
(1999) R.P.D.C. ., November 3
PLC-99-09

MO343

25T-89022

PLAN 62M-74/3

CERTIFY THAT THIS PLAN 62M-74/3
IS REGISTERED IN THE LAND REGISTRY OFFICE
FOR THE LAND TITLES DIVISION OF WENTWORTH (62)
AT 11:56 O'CLOCK ON THE 16th DAY OF
September 1993 AND ENTERED IN
THE REGISTER FOR PARCEL 1140-1
SECTION 8, TOWNSHIP OF BARTON
CITY OF HAMILTON
CONVEYANCE AND AFFIDAVITS ARE
REGISTERED AS PLAN DOCUMENT NO. 17-357118

P. H. A. L. E. Y
LAND REGISTAR

THIS PLAN COMPOSES PART OF PARCEL 1140-1
SUBJECT TO AN EASEMENT AS SET OUT IN INSTRUMENT 17-357118
APPLICABLE FROM THE 16th DAY OF September 1993

Rymal Square Estates

Phase 4
PART OF LOTS 9 & 10
CONCESSION 8
TOWNSHIP OF BARTON

CITY OF HAMILTON
REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

CONVEYANCE AND AFFIDAVITS ARE
REGISTERED AS PLAN DOCUMENT NO. 17-357118

MACKAY, MACKAY & PETERS LIMITED
1993

Surveyor's Certificate

THIS SURVEY WAS MADE BY ME OR UNDER MY SUPERVISION
ON THE 16th DAY OF September 1993
AND I CERTIFY THAT IT IS TRUE AND CORRECT

Surveyor's Certificate

THIS SURVEY WAS MADE BY ME OR UNDER MY SUPERVISION
ON THE 16th DAY OF September 1993
AND I CERTIFY THAT IT IS TRUE AND CORRECT

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Surveyor's Certificate

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ON THE 16th DAY OF September 1993
AND I CERTIFY THAT IT IS TRUE AND CORRECT

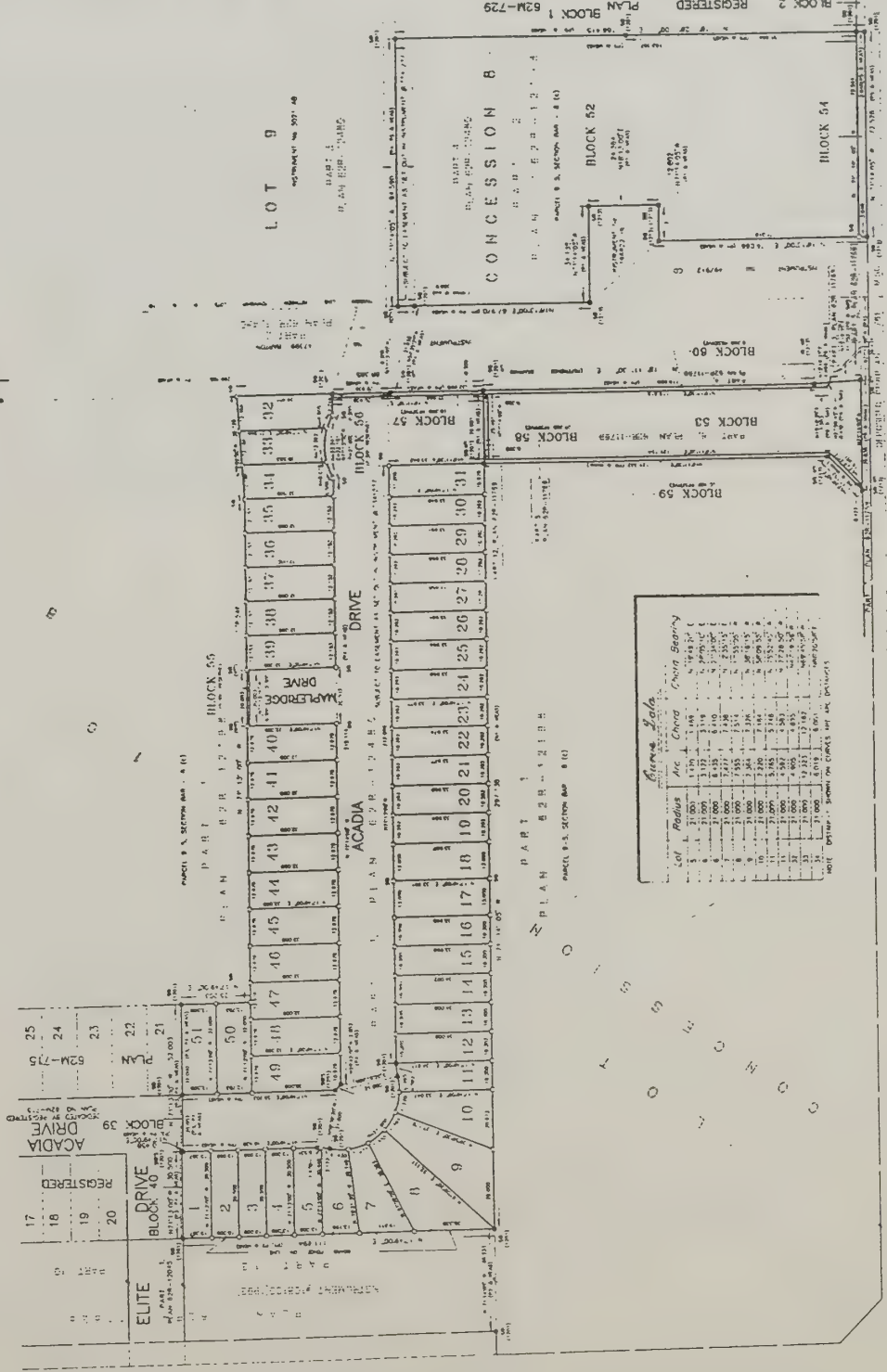
Surveyor's Certificate

THIS SURVEY WAS MADE BY ME OR UNDER MY SUPERVISION
ON THE 16th DAY OF September 1993
AND I CERTIFY THAT IT IS TRUE AND CORRECT

APPROVED BY THE REGISTRAR OF THE LAND REGISTRY OFFICE
ON THE 16th DAY OF September 1993

Surveyor's Certificate

THIS SURVEY WAS MADE BY ME OR UNDER MY SUPERVISION
ON THE 16th DAY OF September 1993
AND I CERTIFY THAT IT IS TRUE AND CORRECT



RYMAL ROAD EAST

CONVEYANCE AND AFFIDAVITS ARE
REGISTERED AS PLAN DOCUMENT NO. 17-357118

CONVEYANCE AND AFFIDAVITS ARE
REGISTERED AS PLAN DOCUMENT NO. 17-357118

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CONVEYANCE AND AFFIDAVITS ARE
REGISTERED AS PLAN DOCUMENT NO. 17-357118

The Corporation of the City of Hamilton

BY-LAW NO. 99- 163

To Amend:

Zoning By-law No. 6593
As Amended by Zoning By-laws No. 79-255 and 94-179

Respecting:

**LANDS LOCATED AT
MUNICIPAL NO. 1200 UPPER JAMES STREET**

WHEREAS the Council of The Corporation of the City of Hamilton passed Zoning By-law No. 6593 on the 25th day of July 1950, which by-law was approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 79-255 on the 28th day of August 1979 to change the zoning and to establish a special requirement under Section 19B of Zoning By-law No. 6593, for the "G-3" District, in respect of the land located at the rear of Municipal Nos. 1188 and 1208 Upper James Street, the extent and boundaries of which are shown on a plan thereto annexed as Schedule "A", which by-law was approved by the Ontario Municipal Board by Order dated the 30th day of October 1979, (File No. R 793837);

AND WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 94-179 on the 25th day of October 1994 to change the zoning and to establish a special requirement under Section 19B of Zoning By-law No. 6593, for the "G-3" District, in respect of the land located at the rear of Municipal No. 1200 Upper James Street, the extent and boundaries of which are shown on a plan thereto annexed as Schedule "A", and further that the special requirements established by By-law No. 79-255 under Section 19B of Zoning By-law No. 6593 be repealed by deleting Sections 2, 3, 4 and 5 and renumbering Sections 6 and 7 of By-law No. 79-255 as Sections 2 and 3, respectively;

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Section 1 of the 17th Report of the Planning and Development Committee at its meeting held on the 28th day of September 1999, recommended that Zoning By-law No. 6593 be amended as hereinafter provided;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "G-3" (Public Parking Lots) District provisions, as contained in Section 13C. of Zoning By-law No. 6593, applicable to the lands the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the following special requirement that,

(a) notwithstanding Section 13C.(1) of Zoning By-law No. 6593, the following uses shall be permitted accessory to the existing automobile dealership:

- (i) an auto repair garage consisting of two (2) bays excluding paint and auto body and fender repair; and,
- (ii) a mechanical car wash.

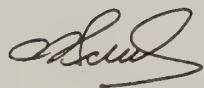
2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "G-3" District provisions, subject to the special requirement referred to in section 1 of this by-law.

3. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1433.

4. Sheet No. W-9B of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-1433.

5. The Municipal Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

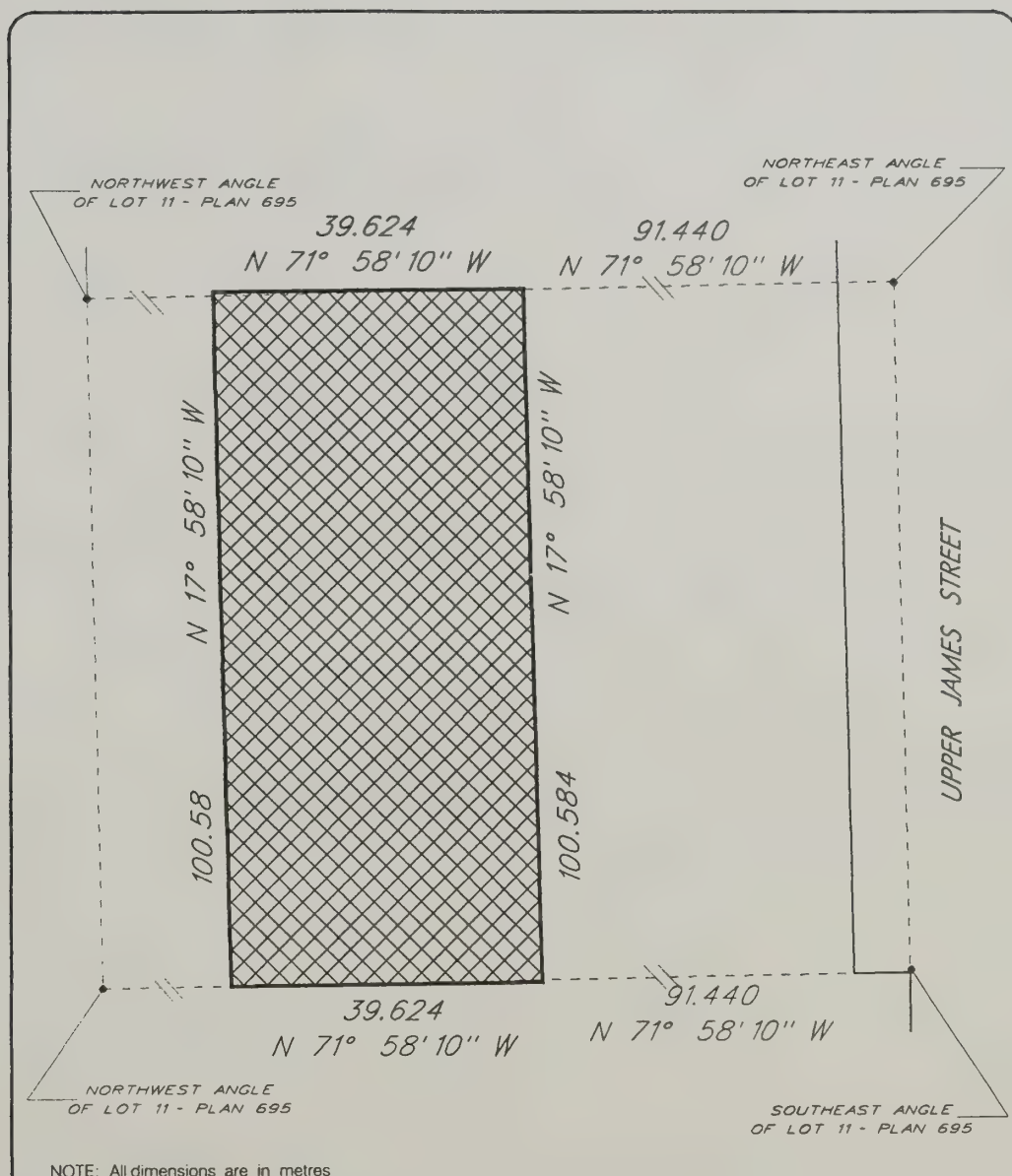
PASSED this 9th day of November A.D. 1999



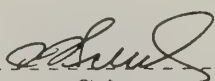
MUNICIPAL CLERK



MAYOR



This is Schedule "A" to By-Law No. 99-163.....
Passed the 9th..... day of November, 1999.


Clerk


Mayor

City of Hamilton

Schedule "A"

Map Forming Part of
By-Law No. 99-163

to Amend By-Law No. 6593

Community Planning and Development Division

Legend

 Further modification to the "G-3" (Public Parking Lots) District, modified

	Scale NOT TO SCALE	Reference File No. ZAR-99-24
	Date November, 1999	Drawn By B. B.

BY-LAW NO. 99 - 165

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 25TH DAY OF NOVEMBER, 1999.

WHEREAS by Section 9 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 101 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

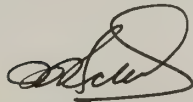
AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

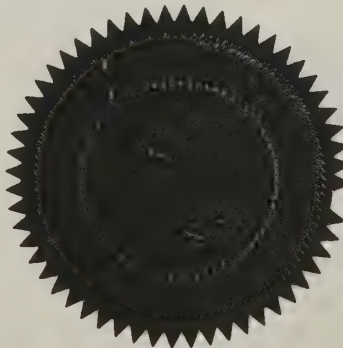
1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the Municipal Clerk, or in the absence of the Municipal Clerk, the Acting Municipal Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 25th day of NOVEMBER

A.D. 1999



MUNICIPAL CLERK



MAYOR

The Corporation of the City of Hamilton

BY-LAW NO. 99- 166

To Amend:

Zoning By-law No. 6593

Respecting:

**LANDS LOCATED AT THE REAR OF
1515 and 1519 UPPER SHERMAN AVENUE**

WHEREAS it is intended to change the zoning of the lands hereinafter referred to by By-law No. 6593 passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-38D of the District Maps, appended to and forming part of By-law No. 6593, is amended,

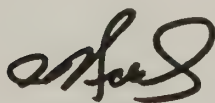
(a) by changing from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District,

the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

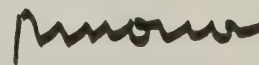
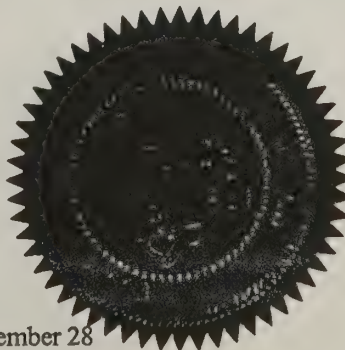
2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "C" District provisions.

3. The Municipal Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this 30th day of November A.D. 1999

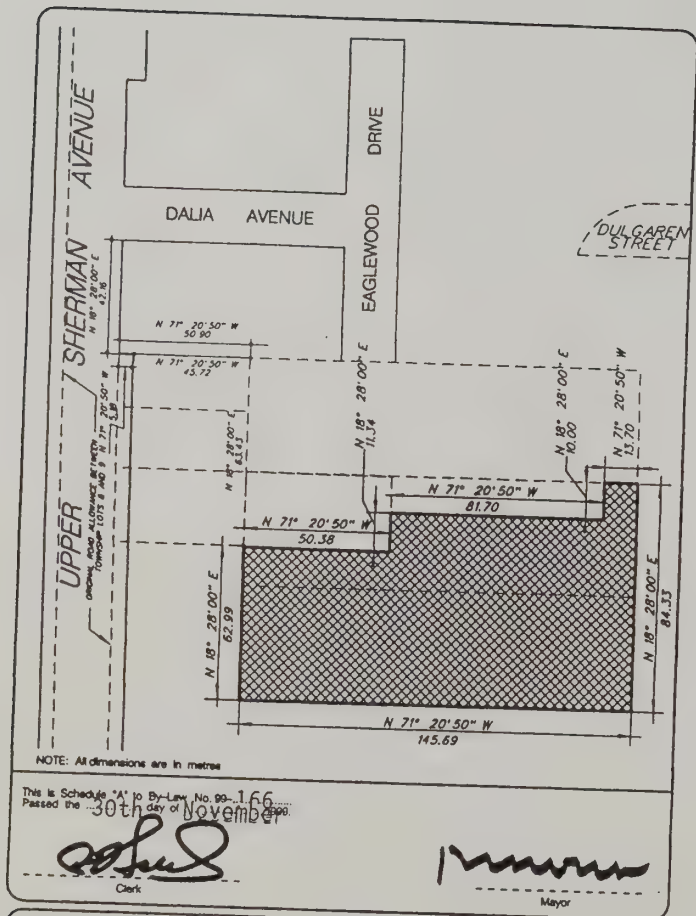


MUNICIPAL CLERK



MAYOR

(1999) 17th R.P.D.C. Item 3.B, September 28
Harp Homes Building Corporation, Owner
ZAC-99-29



City of Hamilton

Schedule "A"

Map Forming Part of
By-Law No. 99-166
to Amend By-Law No. 6593

Community Planning and Development Division

Legend		
Change in zoning from:		
	"AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District	
North	Scale NOT TO SCALE	Reference File No. ZAC-99-20
	Date November, 1999	Drawn By B. B.

The Corporation of the City of Hamilton

BY-LAW NO. 99- 167

To Designate:

LAND LOCATED AT MUNICIPAL NO. 777 YORK BOULEVARD

As Property of:

HISTORIC AND ARCHITECTURAL VALUE AND INTEREST

WHEREAS the Council of The Corporation of the City of Hamilton did give notice of its intention to designate the property mentioned in section 1 of this by-law in accordance with subsection 29(3) of the Ontario Heritage Act, R.S.O. 1990, Chapter O.18;

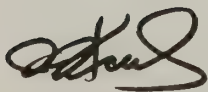
AND WHEREAS no notice of objection was served on the Municipal Clerk as required by subsection 29(5) of the said Act;

AND WHEREAS it is desired to designate the property mentioned in section 1 of this by-law in accordance with clause 29(6)(a) of the said Act.

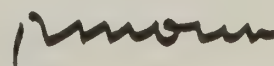
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The property located at Municipal No. 777 York Boulevard, Hamilton, Ontario and more particularly described in Schedule "A" hereto annexed and forming part of this by-law, is hereby designated as property of historic and architectural value and interest.
2. The Corporate Counsel is hereby authorized and directed to cause a copy of this by-law, together with reasons for the designation set out in Schedule "B" hereto annexed and forming part of this by-law, to be registered against the property affected in the proper registry office.
3. The Municipal Clerk is hereby authorized and directed,
 - (i) to cause a copy of this by-law, together with reasons for the designation, to be served on The Ontario Heritage Foundation by personal service or by registered mail;
 - (ii) to publish a notice of this by-law once in a newspaper having general circulation in the Municipality of the City of Hamilton.

PASSED this 30th day of November A.D. 1999



MUNICIPAL CLERK



MAYOR

Schedule "A"

To

By-law No. 99-167

777 York Boulevard, Hamilton, Ontario

PIN 17592-0001(R)

All of Lots 1 to 6, 13 to 17, C, Part of Lots 7, 10 to 12, 18 to 20, B and D

Registered Plan 77

Part of Ordnance Street Registered Plan 77 as closed by City of Hamilton

By-law No. 8409 and registered as HL68014

All of Lot 52, Registered Plan 75

Part of Lot 386, Registered Plan 115

Part of Lot 19, Concessions 1 and 2, in the geographic Township of Barton

Part of the unopened Road Allowance between Concessions 1 and 2,

in the geographic Township of Barton

Being all of the PIN

City of Hamilton

Regional Municipality of Hamilton-Wentworth

Schedule "B"
to By-law No. 99-167

Hamilton Cemetery Gatehouse
777 York Boulevard

REASONS FOR DESIGNATION

Context

Marking the main entrance to the Hamilton Cemetery, this mid-19th century stone gatehouse is located on the west side of York Boulevard opposite Harvey Park, which abuts the grounds of Dundurn Castle. Situated on the high strip of land between Hamilton Harbour and Cootes Paradise known as Burlington Heights, the Hamilton Cemetery occupies a long irregularly-shaped 100-acre piece of land bounded by York Boulevard, the bluff overlooking Princess Point, and the Strathcona residential neighbourhood to the south. Its extensive landscaped grounds containing a multiplicity of tombstones and monuments as well as an exceptional variety of trees and shrubs create a picturesque parklike setting for the gatehouse. The Hamilton Cemetery is an excellent example of the "garden cemetery", popular throughout North America from the mid-19th to the early 20th century, and characterized by its informal layout, naturally contoured terrain, winding roadways and attractive landscaping of grass, trees and shrubs.

History

The Hamilton Cemetery was the first public cemetery in Hamilton and is claimed to be the first municipally owned and controlled cemetery in Canada. It opened in 1848 on a tract of land acquired from Christ's Church (part of a larger parcel purchased from Sir Allan MacNab in 1847) and was initially named the Burlington Cemetery. The cemetery was progressively enlarged by the acquisition of additional parcels of land, including 24 surveyed lots originally owned by MacNab on the west side of York Street and property owned by the Roman Catholic Episcopal Corporation of Hamilton known as the "Bishop's Field". In 1892 the City assumed control of two burial grounds to the south owned respectively by Christ's Church and Church of the Ascension; with this amalgamation its name was changed to the Hamilton Cemetery.

The gatehouse was erected on a parcel of land in front of the cemetery: lots 10 and 11 purchased by the City from W.H. Dickson in 1854. Identified on the original architectural drawings as the Gate Lodge, this modestly-scaled building was designed to house a "public waiting room" (later referred to as a mortuary chapel) and caretaker's residence. After the last resident superintendent resigned in 1900, the building functioned as an office and chapel. In recent years, it has served as the administrative headquarters for the Hamilton Municipal Cemeteries.

Architecture

The Hamilton Cemetery Gatehouse constitutes one of only two architecturally distinctive 19th century cemetery buildings in the Hamilton area, the other being the 1889 stone mortuary chapel at Holy Sepulchre Cemetery in Burlington (excluding churches with attached burial grounds). It also represents an early example in Ontario (and possibly also Canada) of a building intended to serve one or more functions associated with the operation of a cemetery. Its design is attributed to William Hodgins, an architect/ civil engineer who appears to have prepared the plans in 1854 while employed as the City Engineer. The building was completed some time between 1855 and 1862. Hodgins achieved a masterful adaptation of the Gothic Revival style to a dual-purpose building combining the functions of chapel/waiting room and dwelling.

This combination of uses appears to be quite unusual, at least within a Canadian context: cemetery buildings in this country were more often designed to serve a single purpose, such as a mortuary chapel or caretaker's house.

Architecturally, the Hamilton Cemetery Gatehouse is notable for its rock-faced ashlar construction with dressed stone trim, its picturesque silhouette, and its fine Gothic Revival detailing. The dominant buttressed corner tower is now crowned by an intricately carved open stone structure with finials. Designed by architect Gordon Hutton and erected in 1920 to replace the wood spire (as rebuilt in 1904), it was intended to have a copper spire, which was never built. The 1894 bell from the original tower is presently displayed on a stone platform beside the entrance driveway. Also noteworthy are the two original chapel and dwelling entrances with arched wood doors, the windows with Tudor-arched openings and hood mouldings sprung from carved figure heads, the two large chapel windows with stone tracery, and the three circular openings with quatrefoil windows.

A later one-storey stone wing on the north facade, designed by the local architectural firm of Stewart & Witton and added in 1913, is in keeping with the Gothic Revival design of the original building.

The small but imposing chapel interior is distinguished by an arched beamed ceiling supported by wood trusses sprung from wood columns resting on widely projecting plaster brackets, two large traceried leaded glass windows, wood-panelled wainscoting and Tudor-arched wood-panelled doors.

Designated Features

Important to the preservation of the Hamilton Cemetery Gatehouse are the original architectural features of:

- 1) all facades of the original building and 1913 addition, except for the new stuccoed frame wall with a doorway and window on the west facade. Included are the stone masonry walls and chimneys, stone belfry, carved stone details, the slate roofing with round-cut ornamental slates, and the doorways and windows.
- 2) the former chapel/ waiting room interior with its wood trusses, beams, wainscoting, and doorways (including the one originally located at the north end of the west wall but recently moved to create a new doorway linking the chapel and office).

This designation by-law is restricted to the gatehouse building; it does not include any other built or landscape features on the Hamilton Cemetery grounds: i.e. the fencing, roadways, trees, outbuildings, tombstones, monuments, vaults, etc.

The Corporation of the City of Hamilton

By-law No. 99-168

To Extend the Period of Interim Control

Respecting:

**LANDS LOCATED WEST OF EASTPORT DRIVE, SOUTH OF PIER 25,
KNOWN AS WINDERMERE BASIN**

WHEREAS the Council of The Corporation of the City of Hamilton enacted By-law No. 98-313 on December 15, 1998 to establish interim control in regard to the area described in Schedule "A" attached to that by-law;

AND WHEREAS a study was directed to be undertaken in respect of the land use policies for the area described in Schedule "A" attached to By-law No. 98-313;

AND WHEREAS public meetings were held on April 21, 1999 and May 3, 1999 as part of the process of considering future land use options for the area described in Schedule "A" attached to By-law No. 98-313;

AND WHEREAS the additional information, consultation and study considered necessary in order to determine the appropriate official plan designation and zoning provisions for the area described in Schedule "A" will not be completed by December 15, 1999;

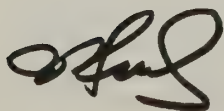
AND WHEREAS subsection 38(2) of the *Planning Act*, R.S.O. 1990, Chapter P.13, as amended, provides as follows:

s.38(2) The council of the municipality may amend an interim control by-law to extend the period of time during which it will be in effect, provided the total period of time does not exceed two years from the date of the passing of the interim control by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Section 2 of By-law No. 98-313 is amended by deleting the words "one year" and replacing them with the words "two years".
2. The Municipal Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the *Planning Act*.

PASSED this 30th day of November A.D. 1999



MUNICIPAL CLERK



MAYOR

The Corporation of the City of Hamilton

BY-LAW NO. 99-169

To Amend:

Zoning By-law No. 6593

Respecting:

**LANDS LOCATED EAST (LAKE SIDE) OF BEACH BOULEVARD,
IN THE BEACH NEIGHBOURHOOD**

WHEREAS the Council of The Corporation of the City of Hamilton passed Zoning By-law No. 6593 on the 25th day of July 1950, which by-law was approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "C" (Urban Protected Residential, etc.) District, the "G" (Neighbourhood Shopping Centre, etc.) District, and the "H" (Community Shopping and Commercial, etc.) District provisions, as contained in Section 9, 13 and 14, respectively, of Zoning By-law No. 6593, applicable to the lands east (lake side) of Beach Boulevard, the extent and boundaries of which are shown on plans hereto annexed as Schedules "A", "A-1" and "A-2", are amended to the extent only of the special requirement that,

- (a) all buildings and structures, including accessory buildings, shall provide a side yard along each side lot line, of a width of at least 1.7 metres; and,
- (b) notwithstanding clause (a), a side yard maybe reduced to a width of at least 1.5 metres, only where a common swale between the adjoining properties has been approved under a Lot Grading Agreement or approved under a Site Plan Control Agreement; and,
- (c) notwithstanding clauses (a) and (b), Sections 18(3)(v), (viccc), and (vi)(e) shall not apply to side yards.

2. The "C" (Urban Protected Residential, etc.) District provisions, as contained in Section 9 of Zoning By-law No. 6593, applicable to the lands comprised in Blocks "1" and "2", the extent and boundaries of each Block are shown on a plan hereto annexed as Schedule "A-3", are amended to the extent only of the special requirement that,

- (a) No building or structure, except fences shall be located within 4.5 metres of the rear lot line:
 - (i) every fence, excluding the supporting posts must be at least .075m from the ground to the bottom of the fence, so as not to obstruct the natural flow of water.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "C", "G" and "H" District provisions, subject to the special requirements referred to in sections 1 and 2 of this by-law.
4. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1435.
5. Sheets No. E-80b, E-80c, E-80d, E-80e, E-80f and E-80g of the District Maps are amended by marking the lands referred to in sections 1 and 2 of this by-law, S-1435.
6. The Municipal Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this 30th

day of November

A.D. 1999

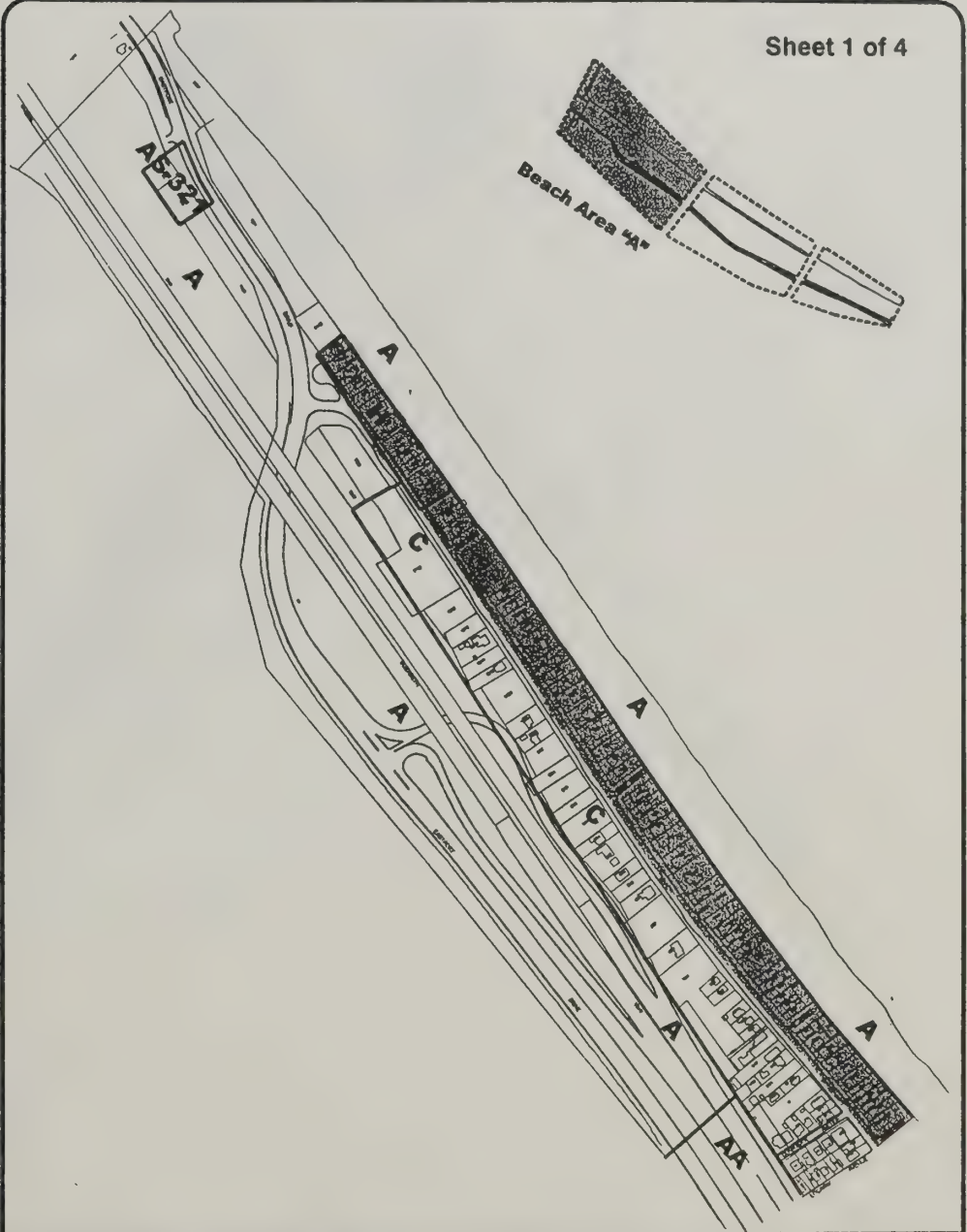


MUNICIPAL CLERK



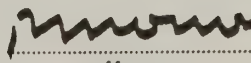
MAYOR

(1999) 23RD R.P.D.C.(12A) —, November 30
City Initiative 98-D



This is Schedule "A" to By-Law No. 99-169....
Passed the30th..... day ofNovember....., 1999.


Clerk


Mayor

City of Hamilton

Schedule "A"

(4 Sheets)

Map Forming Part of
By-Law Number 99-169

Community Planning and Development Division

Legend

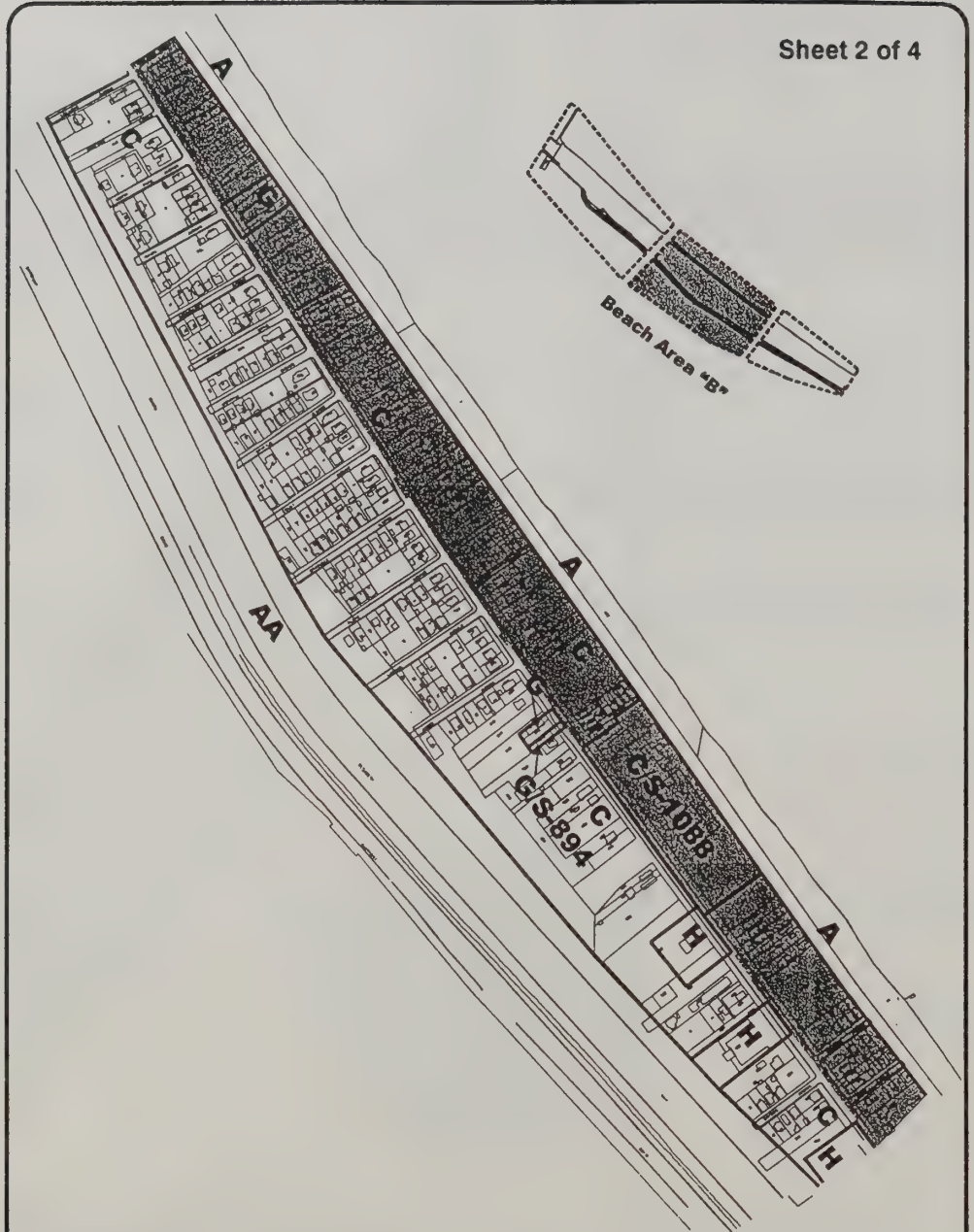


Modification to the "C"(Urban
Protected Residential etc.)
District and "H" (Community Shopping
and Commercial etc.)District regulations



Scale
Not to Scale
Date
November 1999

Reference File No.
CI-98-D
Drawn By
J.Sims



This is Schedule "A-1" to By-Law No. 99-169..
Passed the30th..... day ofNovember....., 1999.


Clerk


Mayor

City of Hamilton

Schedule "A-1"

(4 Sheets)

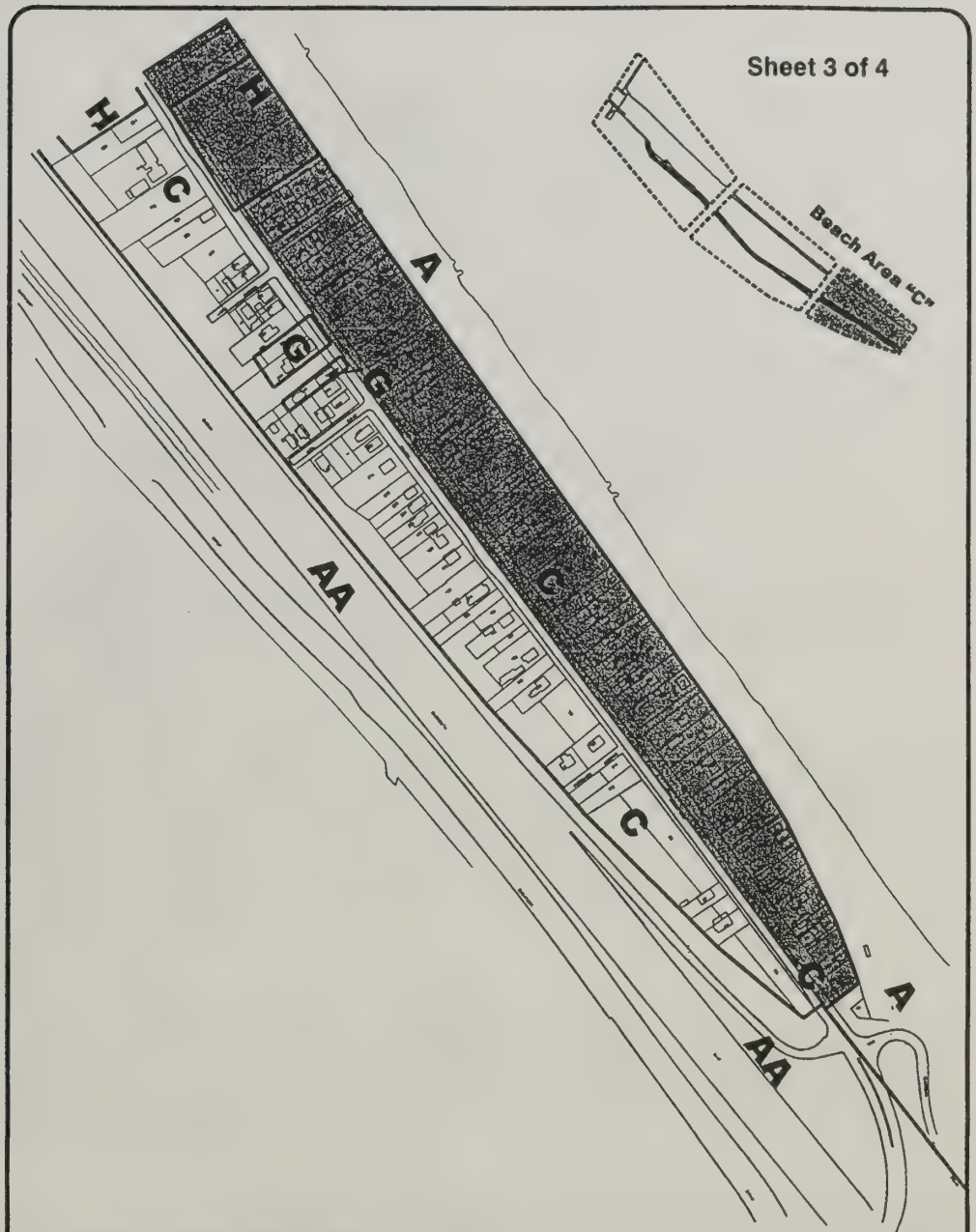
Map Forming Part of
By-Law Number 99-169

Community Planning and Development Division

Legend

 Modification to the "C" (Urban Protected Residential etc.) District, and "G" (Neighbourhood Shopping Centre) District.

	Scale Not to Scale	Reference File No. CI-98-D
	Date November 1999	Drawn By J.Sims



This is Schedule "A-2" to By-Law No. 99-169...
Passed the30th..... day ofNovember....., 1999.

Clerk

Mayor

City of Hamilton

Schedule "A-2"

(4 Sheets)

Map Forming Part of
By-Law Number 99-169

Community Planning and Development Division

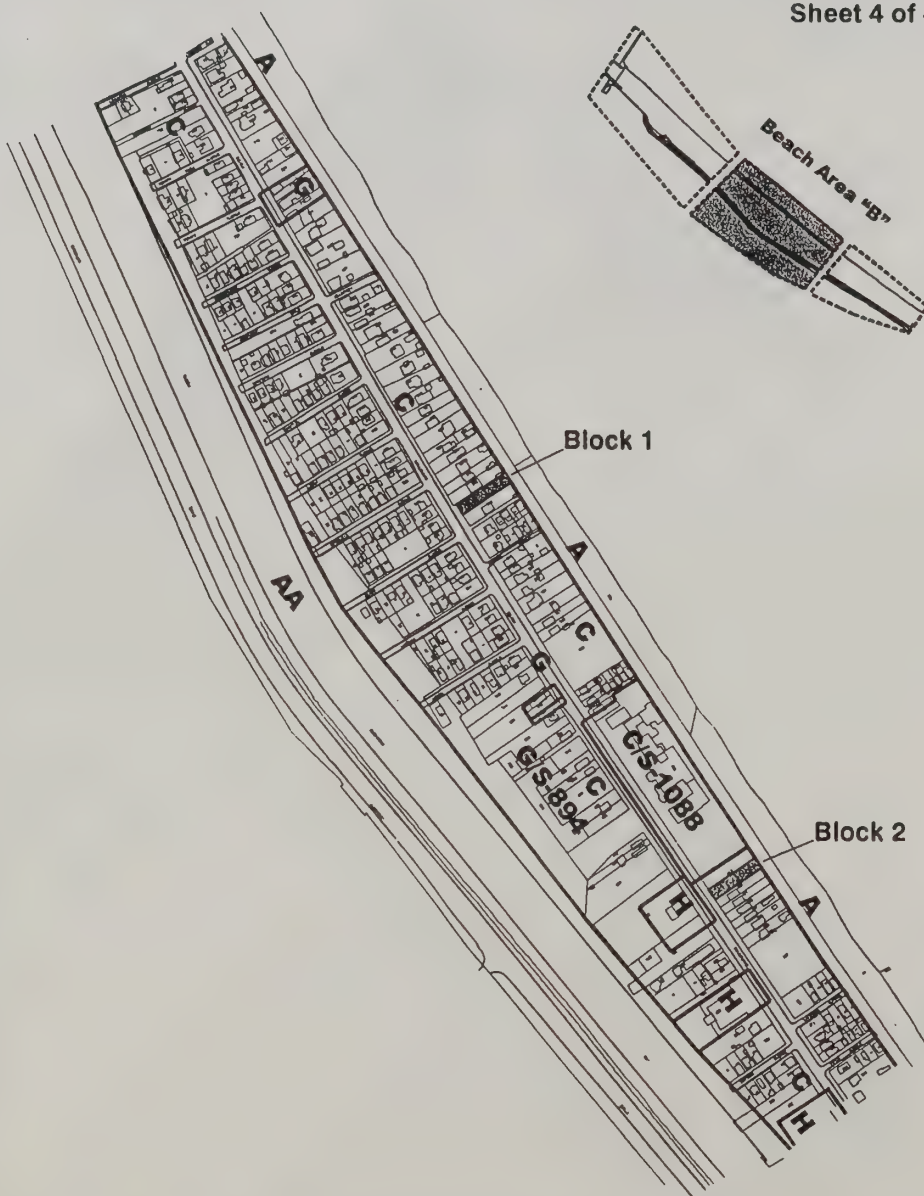
Legend

Modification to the "C" (Urban
Protected Residential etc.)
District, and "H" (Community
Shopping and Commercial, etc) District
regulations.

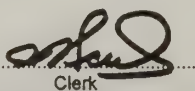


Scale
Not to Scale
Date
November 1999

Reference File No.
CI-98-D
Drawn By
J.Sims



This is Schedule "A-3" to By-Law No. 99-169....
Passed the30th..... day ofNovember....., 1999.


Clerk


Mayor

City of Hamilton

Schedule "A-3"

(4 Sheets)

Map Forming Part of
By-Law Number 99-169

Community Planning and Development Division

Legend

BLOCKS: 1,2

 No buildings or Structures except
fences, allowed within the last 4.5m
(15 ft) of the rear yard



Scale
Not to Scale
Date
November 1999

Reference File No.
CI-98-D
Drawn By
J.Sims

The Corporation of the City of Hamilton

BY-LAW NO. 99- 170

To Amend:

Zoning By-law No. 6593 and
To Repeal Zoning By-law No. 98-281

Respecting:

**LANDS LOCATED WEST (BAY SIDE) OF BEACH BOULEVARD,
IN THE BEACH NEIGHBOURHOOD**

WHEREAS the Council of The Corporation of the City of Hamilton passed Zoning By-law No. 6593 on the 25th day of July 1950, which by-law was approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 98-281 on the 10th day of November 1998 to establish special requirements under Section 19B of Zoning By-law No. 6593 for the "C" District, in respect of lands located on the west side (bay side) of Beach Boulevard, in the Beach Neighbourhood, the extent and boundaries of which are shown on a plan thereto annexed as Schedule "A", which by-law came into force on the day it was passed in accordance with the Planning Act;

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Section – of the 19th Report of the Planning and Development Committee at its meeting held on the 9th day of November 1999, recommended that Zoning By-law No. 6593 be amended as hereinafter provided and that Zoning By-law No. 98-281 be repealed in its entirety;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "C" (Urban Protected Residential, etc.) District, the "G" (Neighbourhood Shopping Centre, etc.) District, and the "H" (Community Shopping and Commercial, etc.) District provisions, as contained in Section 9, 13 and 14, respectively, of Zoning By-law No. 6593, applicable to the lands west (bay side) of Beach Boulevard, the extent and boundaries of which are shown on plans hereto annexed as Schedules "A", "A-1" and "A-2", are amended to the extent only of the special requirement that,

- (a) all buildings and structures, including accessory buildings, shall provide a side yard along each side lot line, of a width of at least 1.7 metres; and,

- (b) notwithstanding clause (a), a side yard maybe reduced to a width of at least 1.5 metres, only where a common swale between the adjoining properties has been approved under a Lot Grading Agreement or approved under a Site Plan Control Agreement; and,
- (c) notwithstanding clauses (a) and (b), Sections 18(3)(v), (viccc), and (vi)(e) shall not apply to side yards; and,
- (d) the minimum ground floor elevation of any building or any building addition shall be 76.0 metres above mean sea level, as defined by the Geodetic Survey Datum, except for any building addition less than 14 square metres in area and any accessory building or structure; and,
- (e) no basement or cellar shall be permitted for any building; and,
- (f) any addition, less than 14 square metres in area, shall have a minimum floor elevation at or above the existing ground floor elevation of the building; and,
- (g) prior to the issuance of a building permit for every new building, a Lot Grading Agreement with the City of Hamilton shall be entered into and registered on title to the satisfaction of the Building Department Director, except for developments that require approval under the Site Plan Control By-law No. 79-275, as amended.

2. The "C" (Urban Protected Residential, etc.) District provisions, as contained in Section 9 of Zoning By-law No. 6593, applicable to the lands comprised in Blocks "1" and "2", the extent and boundaries of each Block are shown on a plan hereto annexed as Schedule "A-3", are amended to the extent only of the special requirement that,

- (a) No building or structure, except fences shall be located within 4.5 metres of the rear lot line:
 - (i) every fence, excluding the supporting posts must be at least .075m from the ground to the bottom of the fence, so as not to obstruct the natural flow of water.

4. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "C", "G" and "H" District provisions, subject to the special requirements referred to in sections 1 and 2 of this by-law.

5. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1436.

6. Sheets No. E-80b, E-80c, E-80d, E-80e, and E-80f of the District Maps are amended by marking the lands referred to in sections 1 and 2 of this by-law, S-1436.

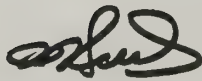
7. By-law No. 98-281, passed on the 10th day of November 1998, is hereby repealed in its entirety.

8. The Municipal Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this 30th

day of November

A.D. 1999

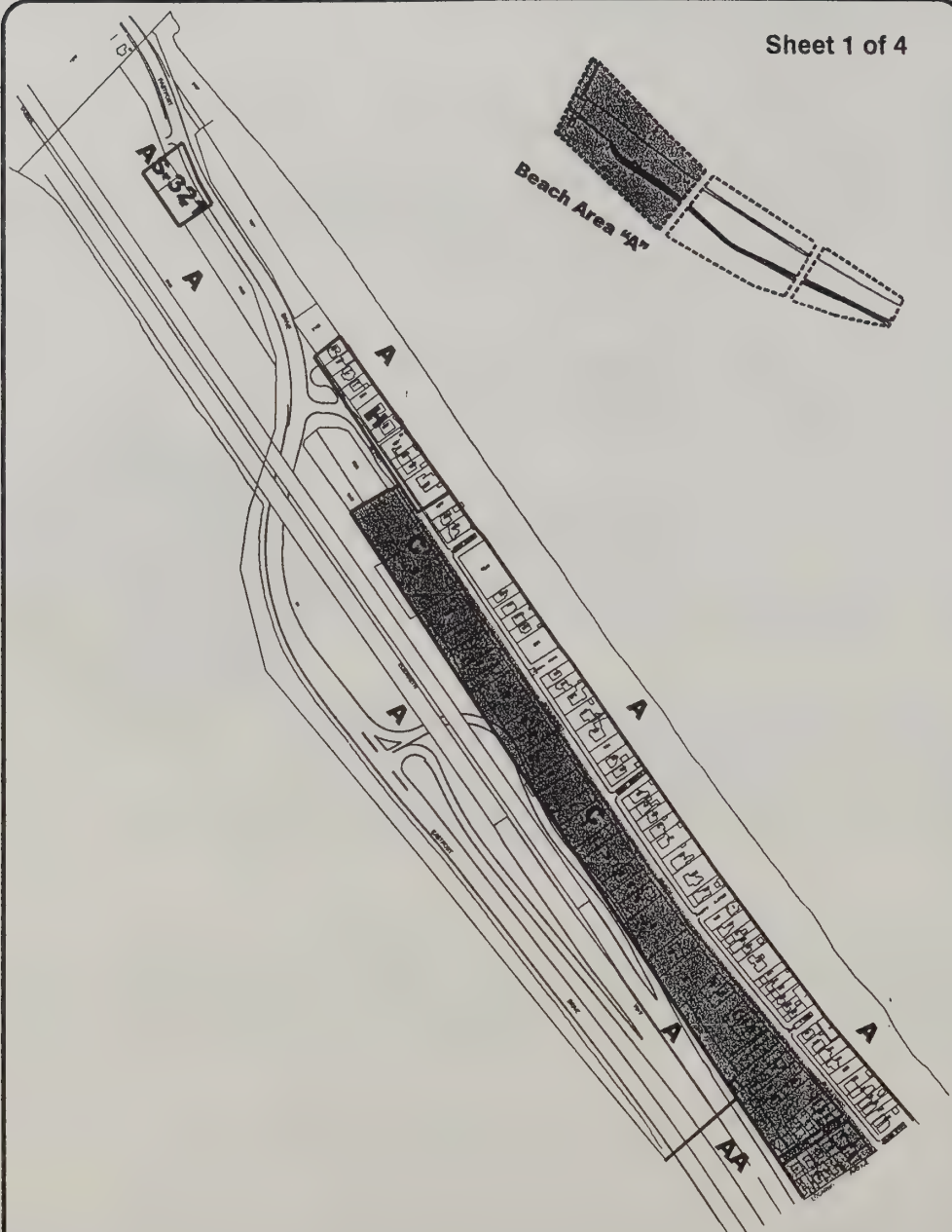


MUNICIPAL CLERK

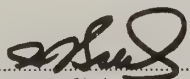


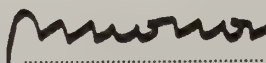
MAYOR

(1999) 23RD R.P.D.C. (12A) —, November 30
City Initiative 98-D



This is Schedule "A" to By-Law No. 99-170...
Passed the30th..... day ofNovember....., 1999.


Clerk


Mayor

City of Hamilton

Schedule "A"

(4 Sheets)

Map Forming Part of
By-Law Number 99-170

Community Planning and Development Division

Legend

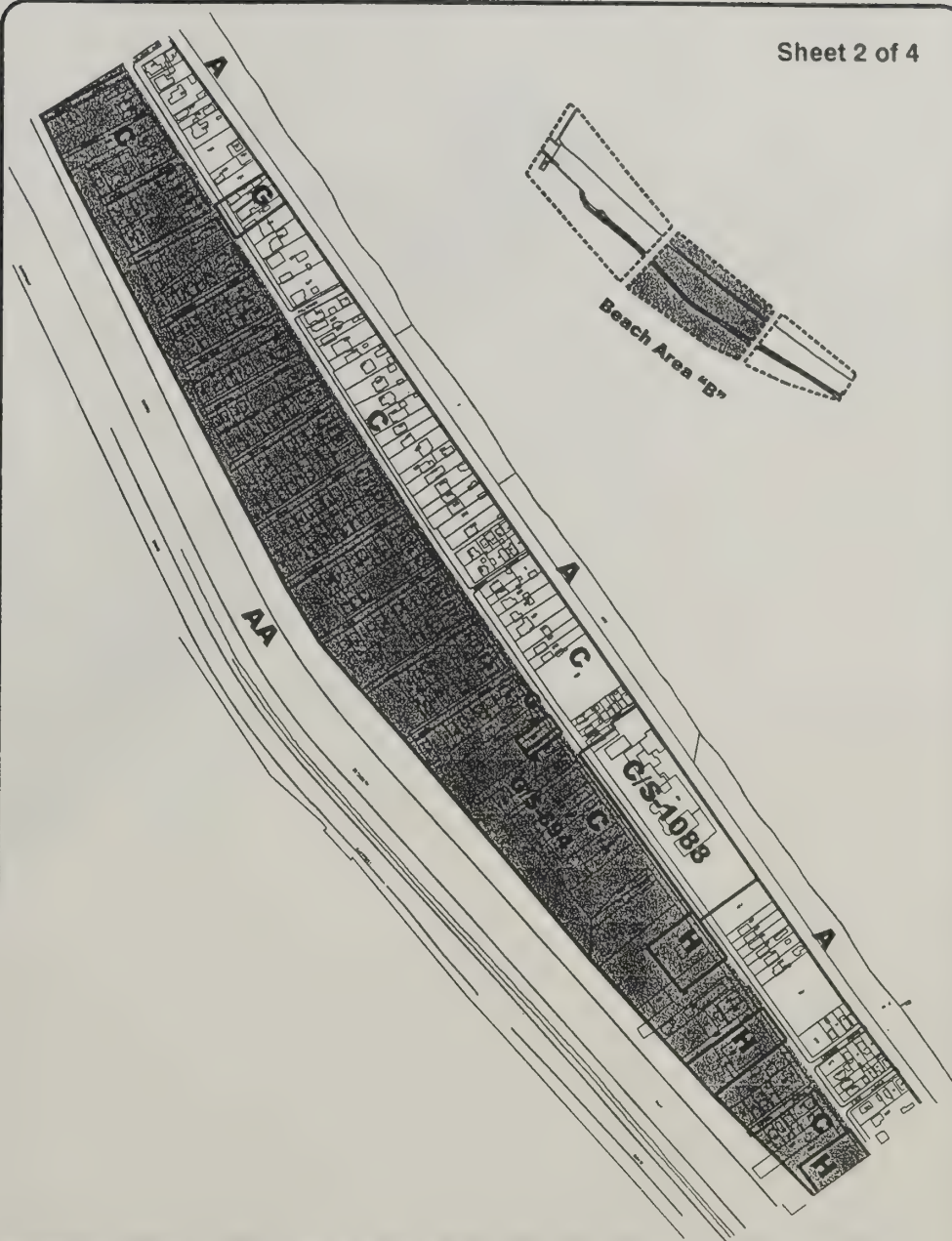


Modification to the "C"(Urban
Protected Residential etc.)
District regulations

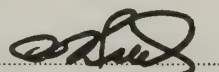


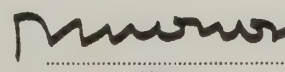
Scale
Not to Scale
Date
November 1999

Reference File No.
CI-98-D
Drawn By
J.Sims



This is Schedule "A-1" to By-Law No. 99-170.
Passed the30th..... day ofNovember....., 1999.


Clerk


Mayor

City of Hamilton

Schedule "A-1"

(4 Sheets)

Map Forming Part of
By-Law Number 99-170

Community Planning and Development Division

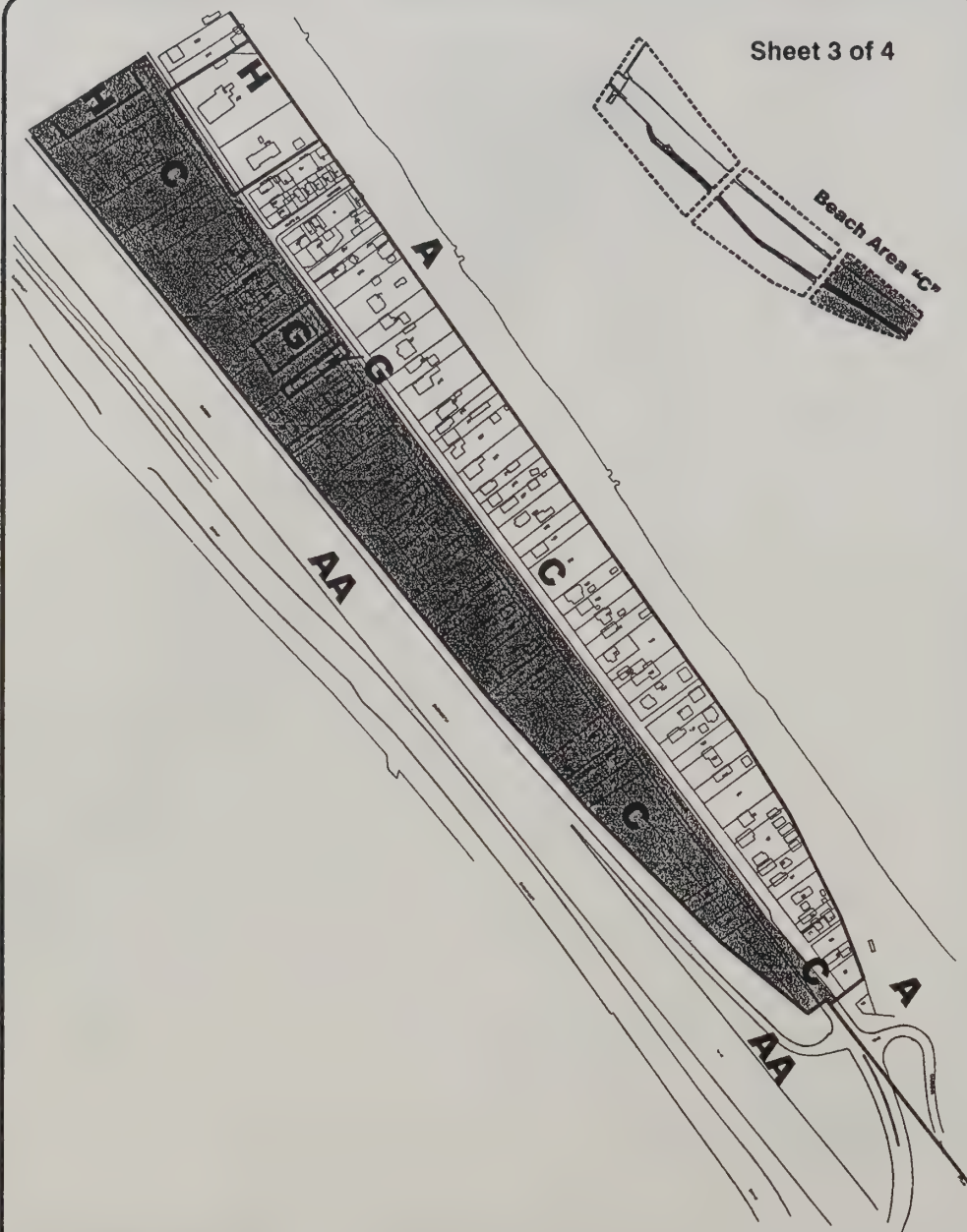
Legend

Modification to the "C" (Urban
Protected Residential etc.)
District, "G" (Neighbourhood Shopping
Centre) District, and "H" (Community
Shopping and Commercial, etc) District
regulations



Scale
Not to Scale
Date
November 1999

Reference File No.
CI-98-D
Drawn By
J.Sims



This is Schedule "A-2" to By-Law No. 99-170....
Passed the30th..... day ofNovember....., 1999.

[Signature]
Clerk

[Signature]
Mayor

City of Hamilton

Schedule "A-2"

(4 Sheets)

Map Forming Part of
By-Law Number 99-170

Community Planning and Development Division

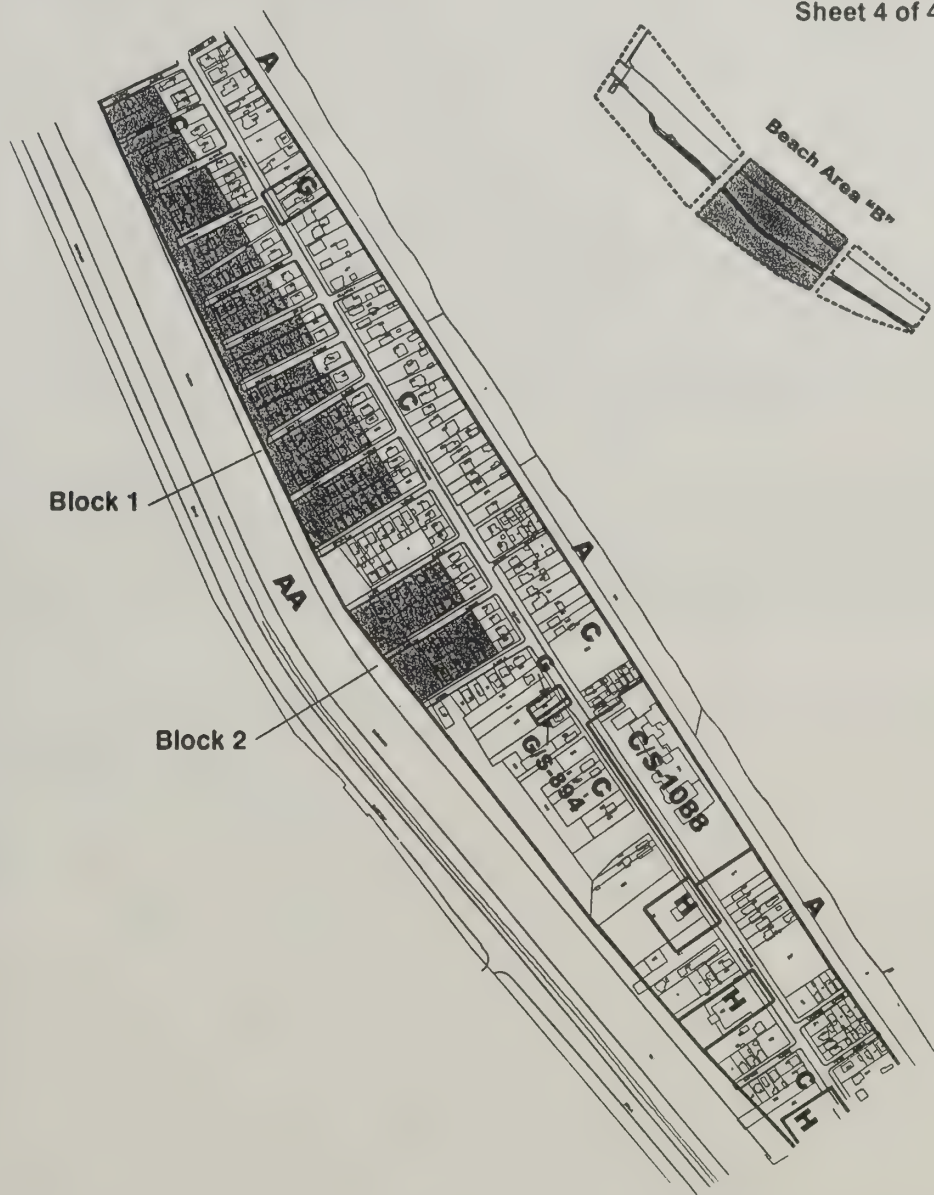
Legend

Modification to the "C" (Urban Protected Residential etc.) District, "G" (Neighbourhood Shopping Centre) District, and "H" (Community Shopping and Commercial, etc) District regulations.



Scale
Not to Scale
Date
November 1999

Reference File No.
CI-98-D
Drawn By
J.Sims



This is Schedule "A-3" to By-Law No. 99-170...
Passed the30th..... day ofNovember....., 1999.

[Signature]
Clerk

[Signature]
Mayor

City of Hamilton

Schedule "A-3"

(4 Sheets)

Map Forming Part of
By-Law Number 99-170

Community Planning and Development Division

Legend

BLOCKS: 1,2

No buildings or Structures except
fences, allowed within the last 4.5m
(15 ft) of the rear yard



Scale
Not to Scale
Date
November 1999

Reference File No.
CI-98-D
Drawn By
J.Sims

The Corporation of the City of Hamilton

BY-LAW NO. 99- 171

To Establish:

Site Plan Control and
To Repeal By-law No.98-282

Respecting:

**LANDS LOCATED EAST (LAKE SIDE) AND WEST (BAY SIDE) OF BEACH
BOULEVARD, IN THE BEACH NEIGHBOURHOOD**

WHEREAS By-law No. 79-275, passed on the 25th day of September 1979, under Section 35a of the Planning Act, as re-enacted by the Planning Amendment Act, 1979, S.O. 1979, Chapter 59, Section 1, [now Section 41 of the Planning Act, R.S.O. 1990, c. P. 13], as amended by By-law No. 87-223, passed on the 28th day of July 1987, established site plan control in various parts of the City of Hamilton as of November 1, 1979;

AND WHEREAS City Council, at its meeting of November 10, 1998, passed By-law No. 98-282 to establish site plan control for the west side of Beach Boulevard

AND WHEREAS it is appropriate to repeal By-law No. 98-282 and replace it with a new By-law that covers both sides of Beach Boulevard;

AND WHEREAS it is desirable to amend By-law No. 79-275 to establish site plan control on the land hereinafter referred to.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. By-law No. 98-282 is hereby repealed in its entirety.
2. Schedule "B" to By-law No. 79-275 is amended by adding the following thereto:

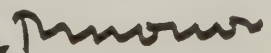
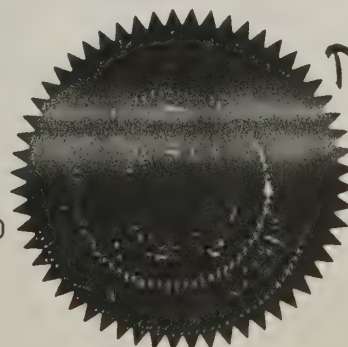
181 Lands located on both sides of Beach Boulevard, shown on Appendix 181 hereto annexed and forming part of this by-law.

3. Appendix 181 to By-law No. 79-275 is hereto annexed as Schedules "A", "A-1" and "A-2" and form part of this by-law, and By-law No. 79-275, as amended.

PASSED this 30th day of November A.D. 1999

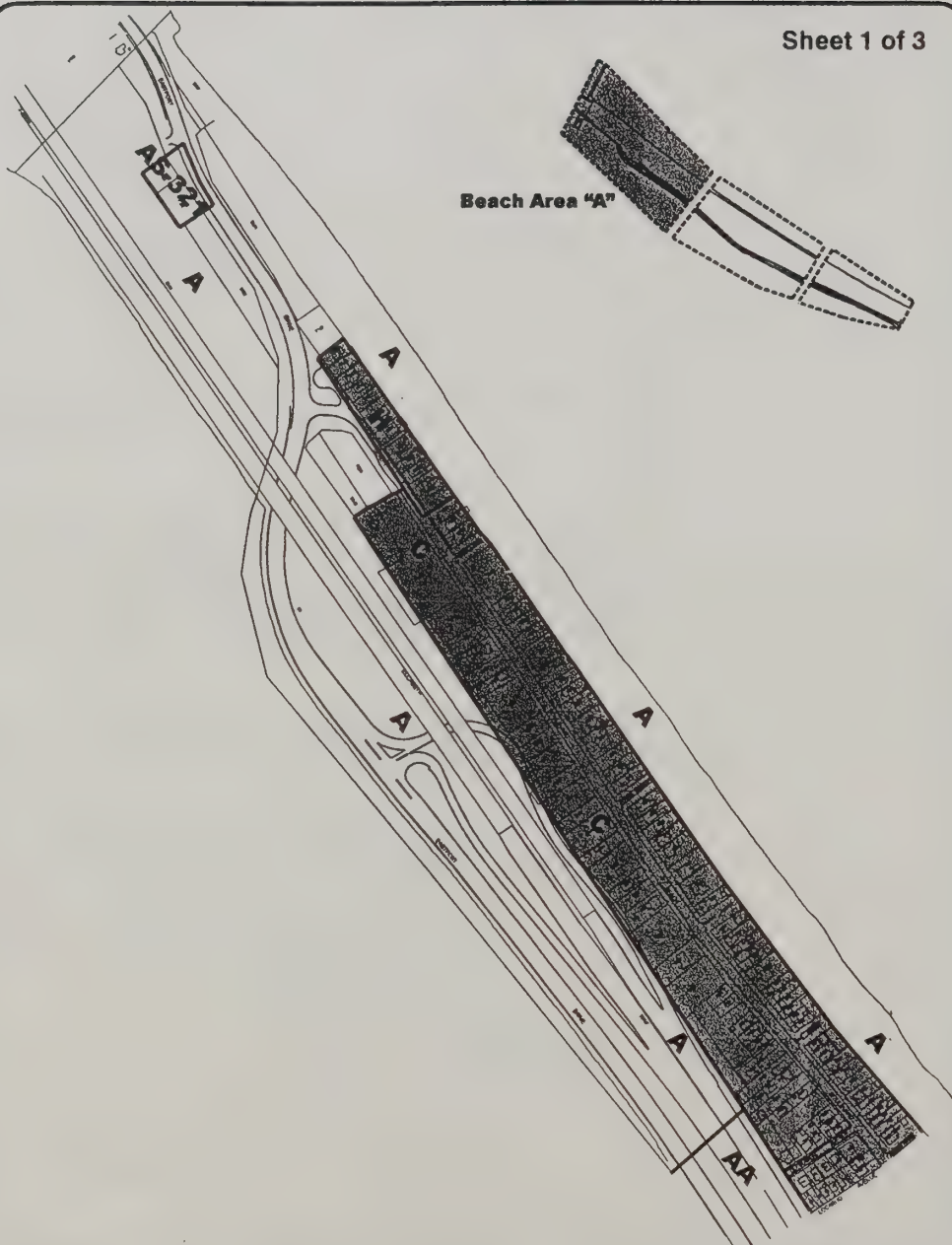


MUNICIPAL CLERK



MAYOR

(1999) 23RD R.P.D.C. (12B), November 30
CI 98-D



This is Schedule "A" to By-Law No. 99 -171..
Passed the30th..... day ofNovember..... , 1999.

[Signature]
Clerk

[Signature]
Mayor

City of Hamilton

Appendix 181

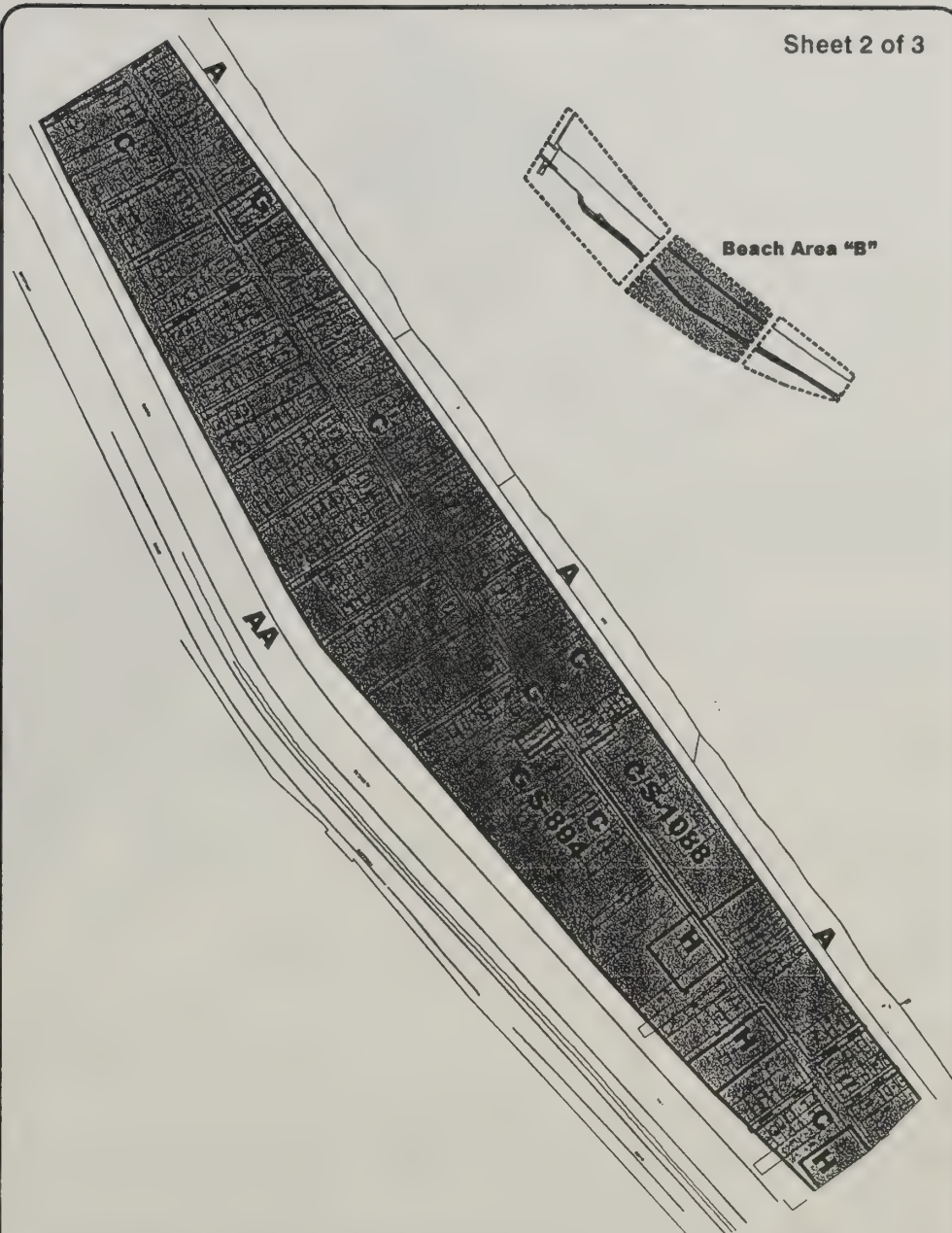
To the By-Law Number 79-275
as Amended by By-Law 87-223

Community Planning and Development Division

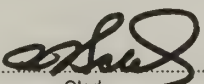
Legend

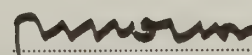
 Lands designed under this By-Law
as an area of Site Plan Control
pursuant to section 41 of the Planning
Act, R.S.O. 1990.

	Scale Not to Scale	Reference File No. CI-98-D
	Date November 1999	Drawn By J.Sims



This is Schedule "A-1" to By-Law No. 99 -.171..
Passed the30th..... day ofNovember..... , 1999.


Clerk


Mayor

City of Hamilton

Appendix 181

To the By-Law Number 79-275
as Amended by By-Law 87-223

Community Planning and Development Division

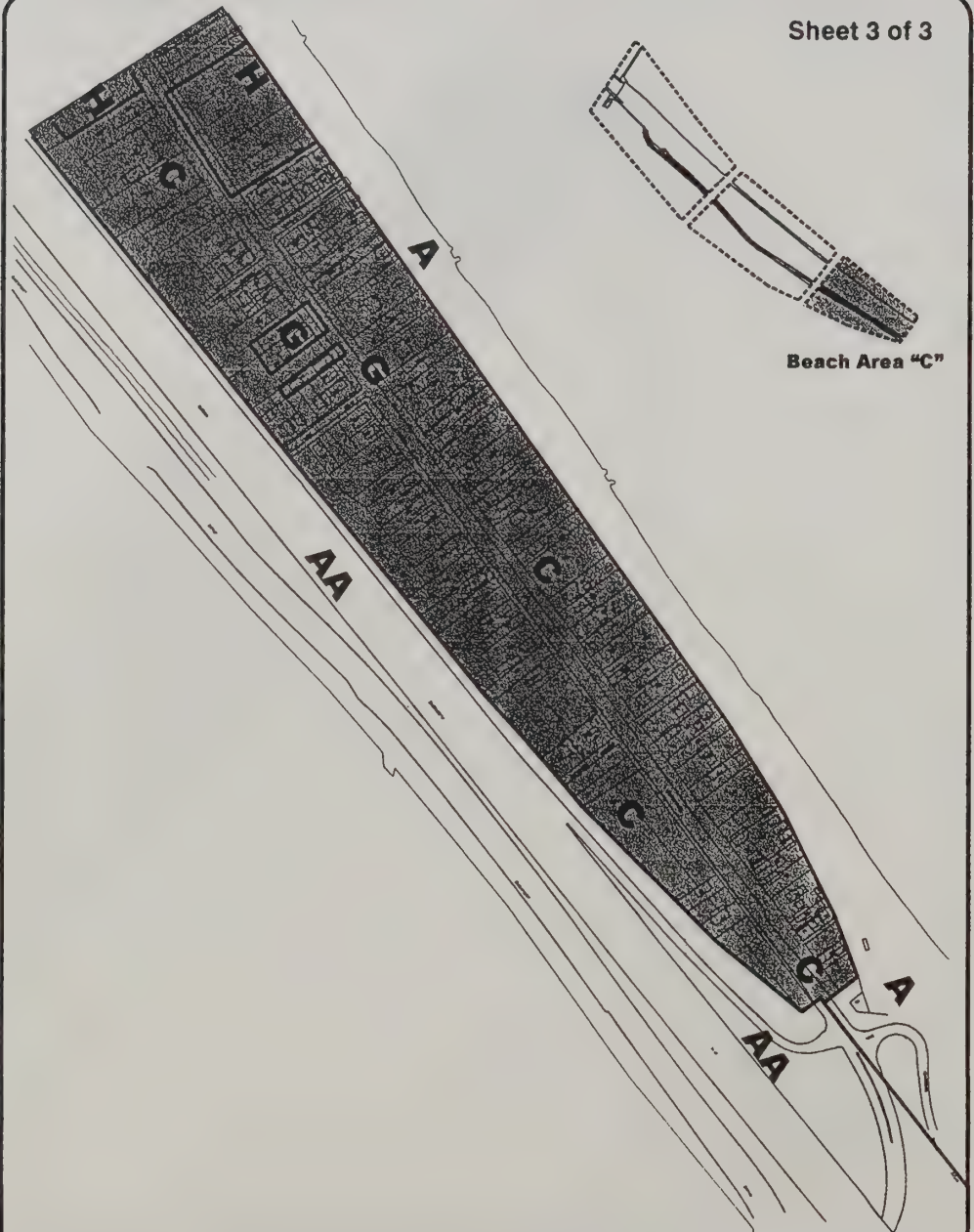
Legend

 Lands designed under this By-Law
as an area of Site Plan Control
pursuant to section 41 of the Planning
Act, R.S.O. 1990.



Scale
Not to Scale
Date
November 1999

Reference File No.
CI-98-D
Drawn By
J.Sims



This is Schedule "A-2" to By-Law No. 99 -...1.7.1..
Passed the30th..... day ofNovember..... , 1999.

[Signature]
Clerk

[Signature]
Mayor

City of Hamilton

Appendix 181

To the By-Law Number 79-275
as Amended by By-Law 87-223

Community Planning and Development Division

Legend



Lands designed under this By-Law
as an area of Site Plan Control
pursuant to section 41 of the Planning
Act, R.S.O. 1990.



North

Scale
Not to Scale
Date
November 1999

Reference File No.
CI-88-D
Drawn By
J.Sims

The Corporation of the City of Hamilton

BY-LAW NO. 99 - 172

To Amend:

Zoning By-law No. 6593

Respecting:

**LANDS LOCATED SOUTH OF RYMAL ROAD EAST
AND EAST OF THE ONTARIO HYDRO CORRIDOR**

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-27E of the District Maps appended to and forming part of By-law No. 6593, is amended,

- (a) by changing from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District, the lands comprised in Blocks "1" and "2",

the extent and boundaries of each of which Blocks "1" and "2" are shown on a plan hereto annexed as Schedule "A".

2. The "C" (Urban Protected Residential, etc.) District provisions, as contained in Section 9 of Zoning By-law No. 6593, applicable to the lands comprised in "2", the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the special requirements that,

- (a) notwithstanding Section 9.(4) of Zoning By-law No. 6593, every lot shall have a width of at least 11.4 metres and every lot shall have a width area of at least 340.0 square metres within the district.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof, nor shall any land be used, except in accordance with the "C" District provisions, subject to the special requirements referred to in Section 2.

4. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S - 1434.

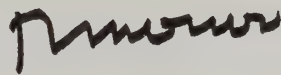
5. Sheet No. E-27E of the District Maps is amended by marking the lands referred to in section 2 of this by-law, S - 1434.

6. The Municipal Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this 30th day of November A.D. 1999



MUNICIPAL CLERK

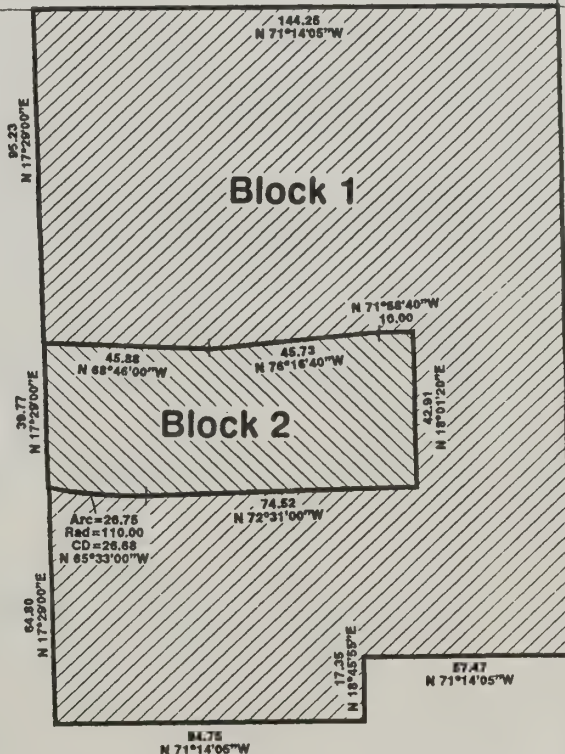


MAYOR

(1999) 22 R.P.D.C. 1B, November 30
Fenestra Investments Limited (c/o L. Szpirglas), Owner
ZAC-99-34

Rymal Road East

Original road allowance between
geographic townships of Barton and Glanford



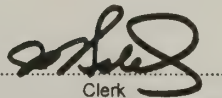
widened limit by
PLAN 761 MISC. (P-1944-19)

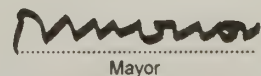
NORTHEAST CORNER OF
LOT. 9. CONCESSION 1

Division line between
township lots 9 and 10

NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 99-172.
Passed the 30th day of November, 1999.


Clerk


Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 99-172.

Planning and Development Department

Legend

Block 1



Change in zoning:

from "AA" (Agricultural) District to
"C" (Urban Protected Residential, etc.) District

Block 2



from "AA" (Agricultural) District to
"C" (Urban Protected Residential, etc.) District, modified

North



Scale

Not to Scale

Date

October 1999

Reference File No.

ZA-99-34

Drawn By

D.L.

The Corporation of the City of Hamilton

BY-LAW NO. 99-169

To Amend:

Zoning By-law No. 6593

Respecting:

**LANDS LOCATED EAST (LAKE SIDE) OF BEACH BOULEVARD,
IN THE BEACH NEIGHBOURHOOD**

WHEREAS the Council of The Corporation of the City of Hamilton passed Zoning By-law No. 6593 on the 25th day of July 1950, which by-law was approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "C" (Urban Protected Residential, etc.) District, the "G" (Neighbourhood Shopping Centre, etc.) District, and the "H" (Community Shopping and Commercial, etc.) District provisions, as contained in Section 9, 13 and 14, respectively, of Zoning By-law No. 6593, applicable to the lands east (lake side) of Beach Boulevard, the extent and boundaries of which are shown on plans hereto annexed as Schedules "A", "A-1" and "A-2", are amended to the extent only of the special requirement that,

- (a) all buildings and structures, including accessory buildings, shall provide a side yard along each side lot line, of a width of at least 1.7 metres; and,
- (b) notwithstanding clause (a), a side yard maybe reduced to a width of at least 1.5 metres, only where a common swale between the adjoining properties has been approved under a Lot Grading Agreement or approved under a Site Plan Control Agreement; and,
- (c) notwithstanding clauses (a) and (b), Sections 18(3)(v), (viccc), and (vi)(e) shall not apply to side yards.

2. The "C" (Urban Protected Residential, etc.) District provisions, as contained in Section 9 of Zoning By-law No. 6593, applicable to the lands comprised in Blocks "1" and "2", the extent and boundaries of each Block are shown on a plan hereto annexed as Schedule "A-3", are amended to the extent only of the special requirement that,

- (a) No building or structure, except fences shall be located within 4.5 metres of the rear lot line:
 - (i) every fence, excluding the supporting posts must be at least .075m from the ground to the bottom of the fence, so as not to obstruct the natural flow of water.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "C", "G" and "H" District provisions, subject to the special requirements referred to in sections 1 and 2 of this by-law.

4. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1435.

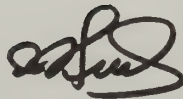
5. Sheets No. E-80b, E-80c, E-80d, E-80e, E-80f and E-80g of the District Maps are amended by marking the lands referred to in sections 1 and 2 of this by-law, S-1435.

6. The Municipal Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

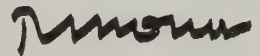
PASSED this 30th

day of November

A.D. 1999

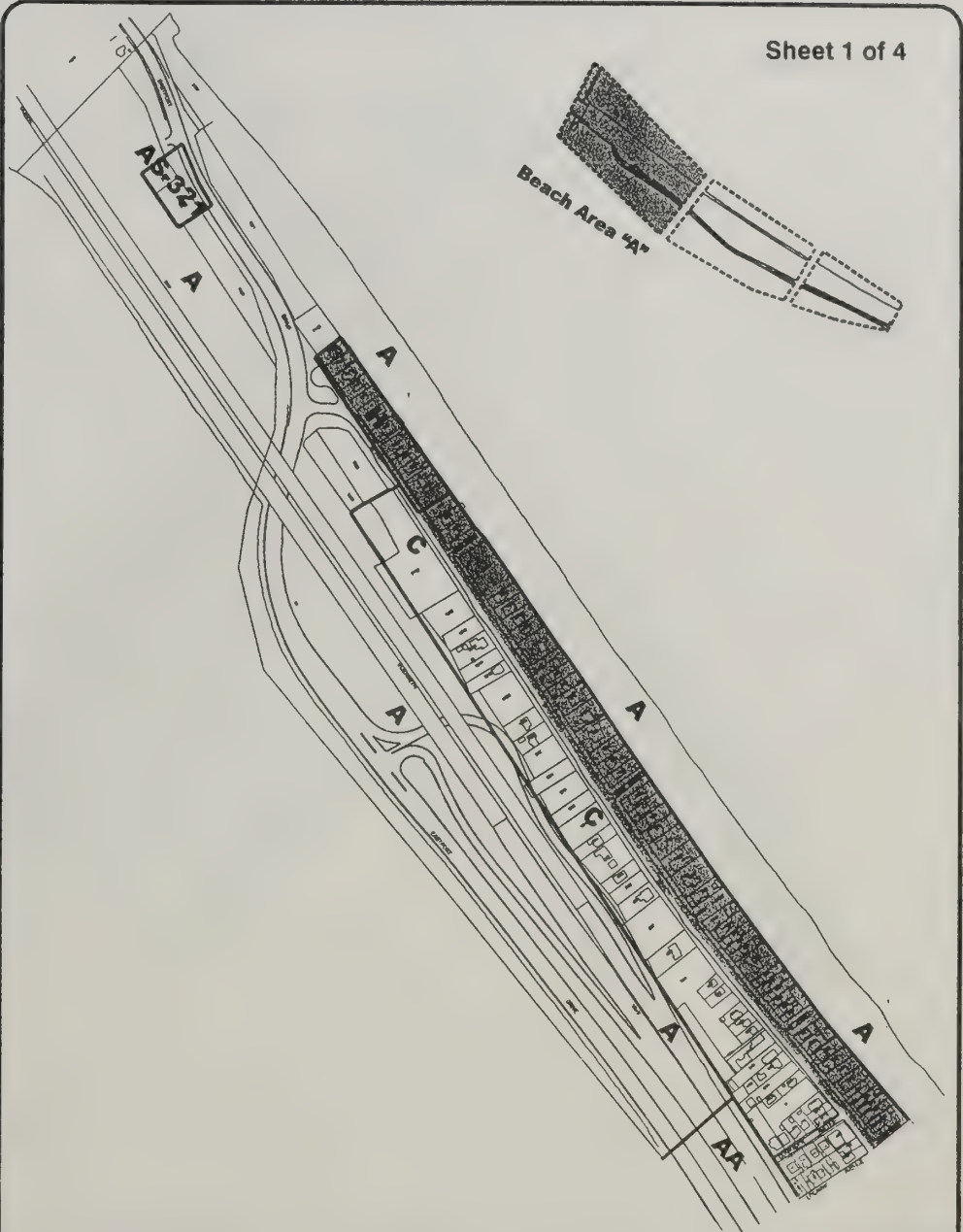


MUNICIPAL CLERK

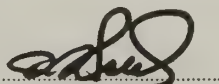


MAYOR

(1999) 23RD R.P.D.C.(12A) —, November 30
City Initiative 98-D



This is Schedule "A" to By-Law No. 99-169....
Passed the30th..... day ofNovember....., 1999.


Clerk


Mayor

City of Hamilton

Schedule "A"

(4 Sheets)

Map Forming Part of
By-Law Number 99-169

Community Planning and Development Division

Legend

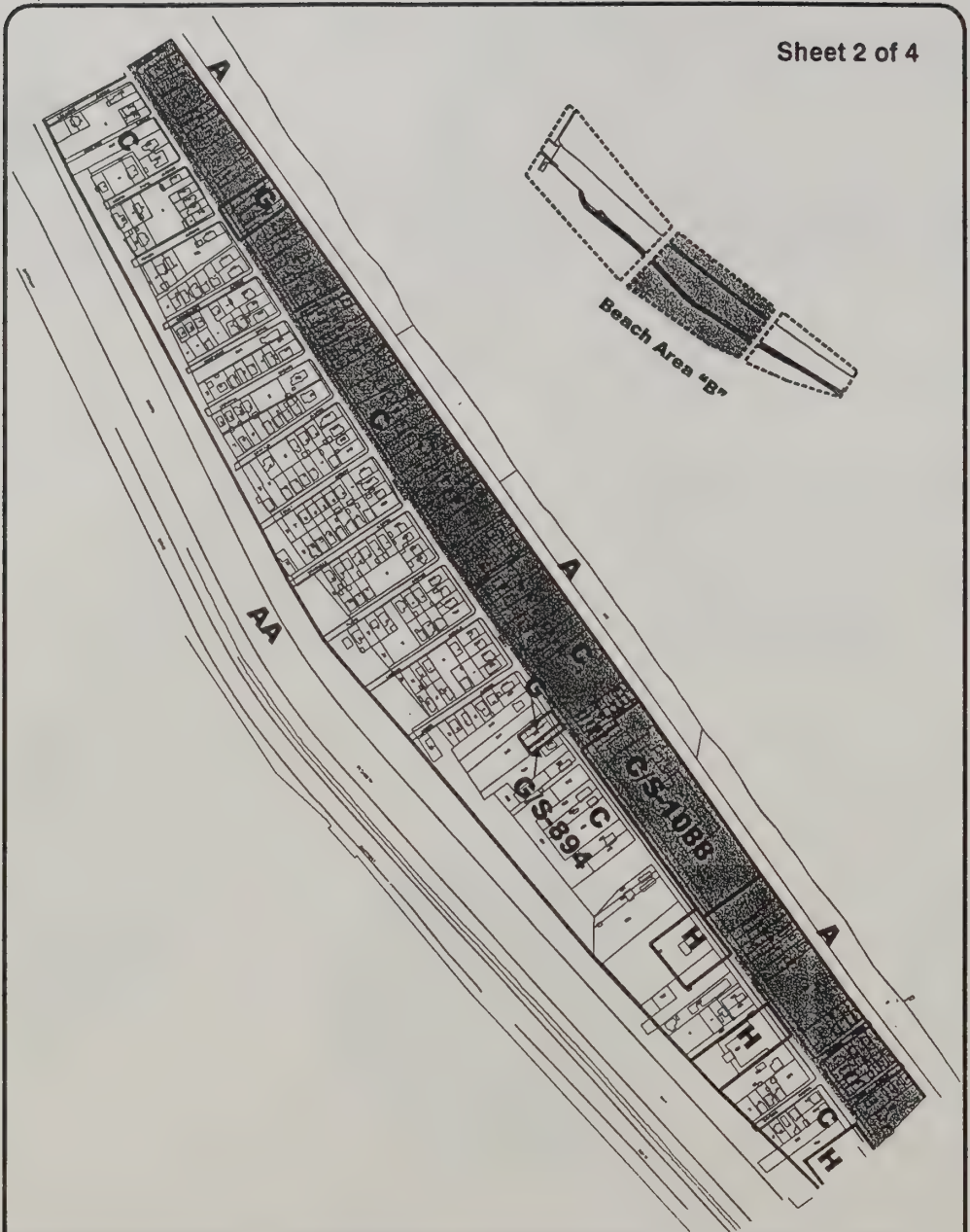


Modification to the "C"(Urban
Protected Residential etc.)
District and "H" (Community Shopping
- and Commercial etc.)District regulations



Scale
Not to Scale
Date
November 1999

Reference File No.
CI-98-D
Drawn By
J.Sims



This is Schedule "A-1" to By-Law No. 99-169...
Passed the30th..... day ofNovember....., 1999.


Clerk


Mayor

City of Hamilton

Schedule "A-1"

(4 Sheets)

Map Forming Part of
By-Law Number 99-169

Community Planning and Development Division

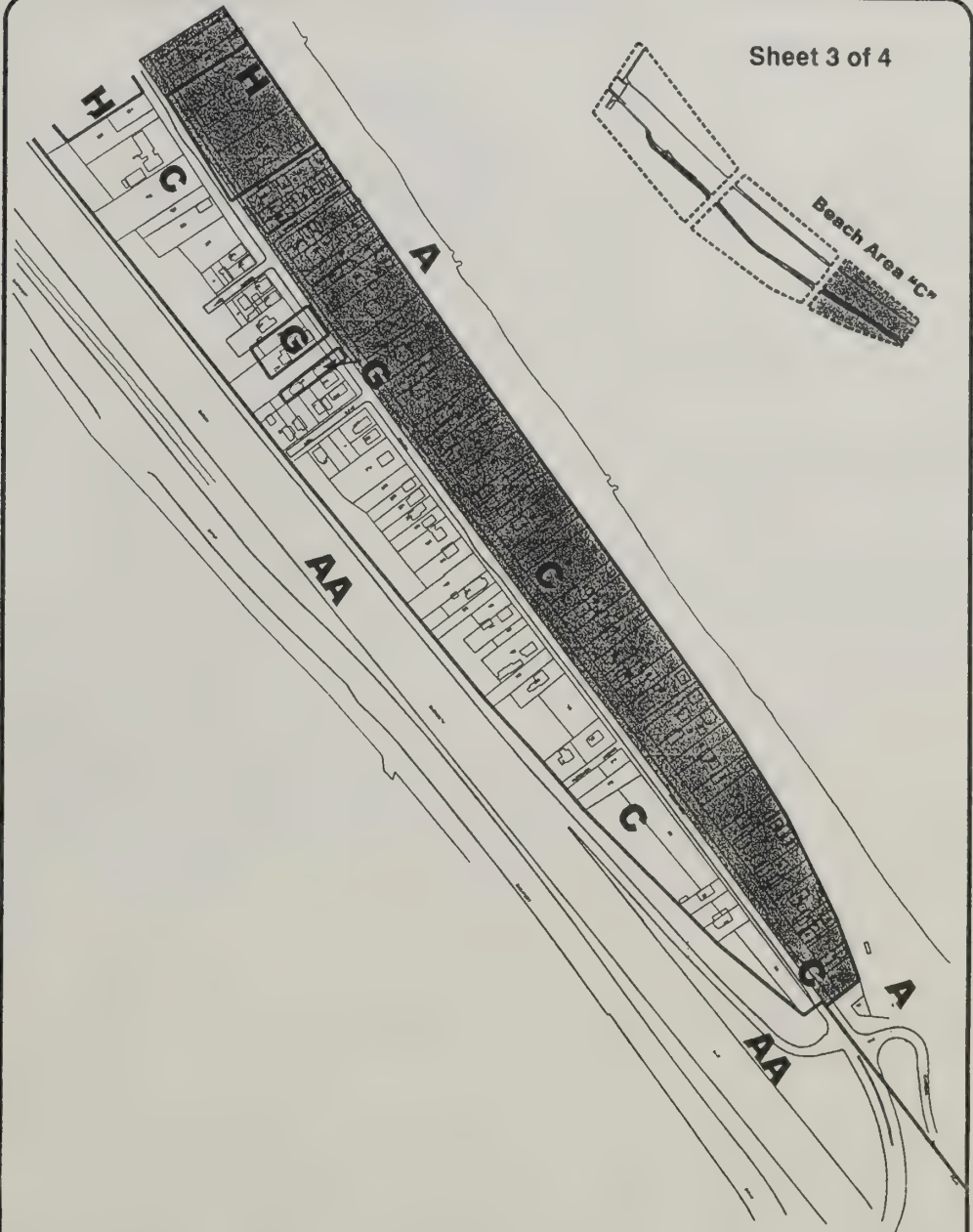
Legend

 Modification to the "C" (Urban Protected Residential etc.) District, and "G" (Neighbourhood Shopping Centre) District.



Scale
Not to Scale
Date
November 1999

Reference File No.
CI-98-D
Drawn By
J.Sims



This is Schedule "A-2" to By-Law No. 99-169..
Passed the30th..... day ofNovember..... , 1999.

Clerk

Mayor

City of Hamilton

Schedule "A-2"

(4 Sheets)

Map Forming Part of
By-Law Number 99-169

Community Planning and Development Division

Legend

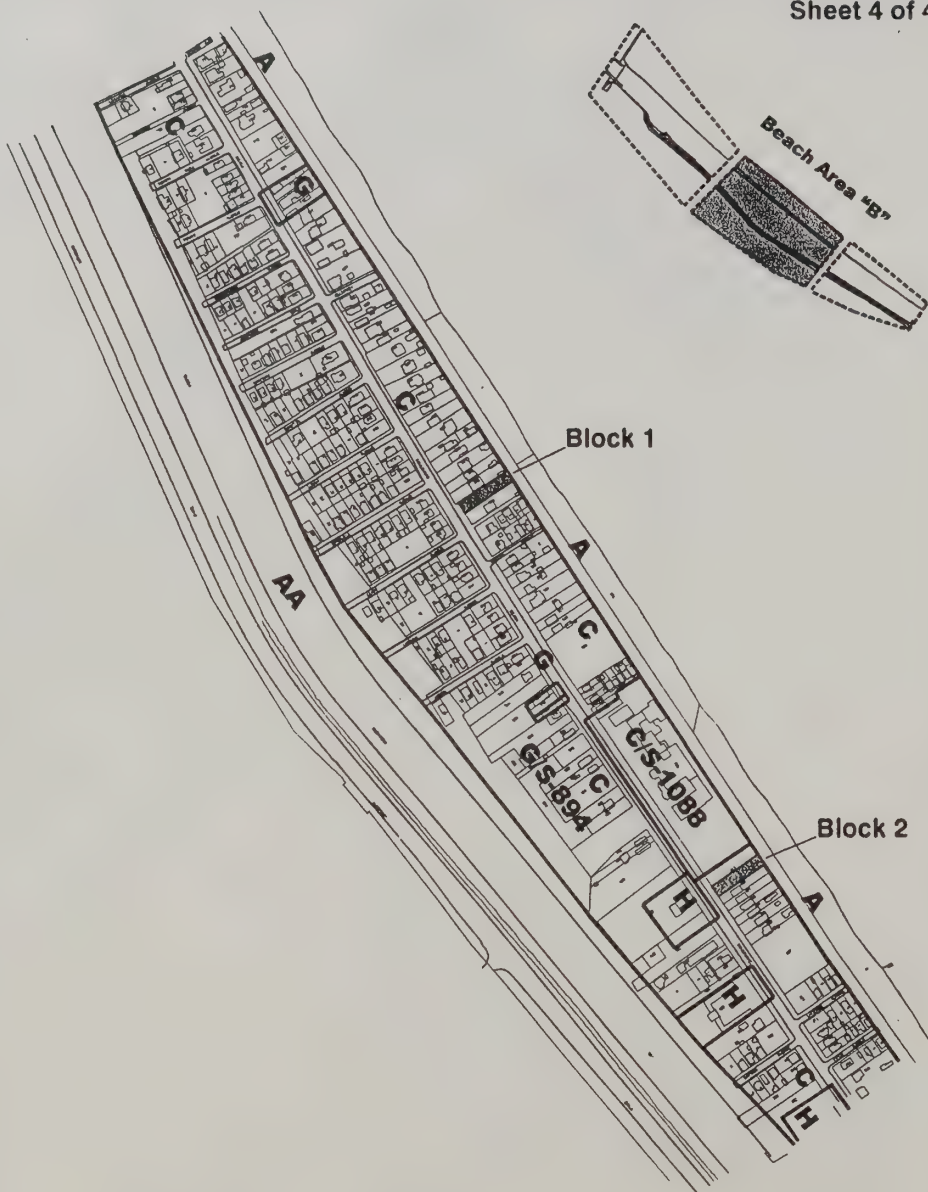
Modification to the "C" (Urban
Protected Residential etc.)
District, and "H" (Community
Shopping and Commercial, etc) District
regulations.



North

Scale
Not to Scale
Date
November 1999

Reference File No.
CI-98-D
Drawn By
J.Sims



This is Schedule "A-3" to By-Law No. 99-169....
Passed the30th..... day ofNovember....., 1999.

[Signature]
Clerk

[Signature]
Mayor

City of Hamilton

Schedule "A-3"

(4 Sheets)

Map Forming Part of
By-Law Number 99-169

Community Planning and Development Division

Legend

BLOCKS: 1,2

 No buildings or Structures except
fences, allowed within the last 4.5m
(15 ft) of the rear yard



North

Scale
Not to Scale

Date
November 1999

Reference File No.
CI-88-D

Drawn By
J.Sims

BY-LAW NO. 99 - 173

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 30TH DAY OF NOVEMBER, 1999.

WHEREAS by Section 9 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 101 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the Municipal Clerk, or in the absence of the Municipal Clerk, the Acting Municipal Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 30th day of NOVEMBER A.D. 1999



MUNICIPAL CLERK



MAYOR

The Corporation of the City of Hamilton

BY-LAW NO. 99- 174

To Amend:

Zoning By-law No. 6593

Respecting:

**DELETION OF "PUBLIC PARKING LOTS" AS A PERMITTED USE
IN THE DOWNTOWN AREA AND "CR" (COMMERCIAL/RESIDENTIAL) DISTRICTS**

WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 6593 on the 25th day of July 1950, which by-law was approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Section 1 of the 25th Report of the Planning and Development Committee at its meeting held on the 9th day of December 1999, recommended that By-law No. 6593 be amended to provide for a general text amendment to the said by-law with respect to the deletion of "Public Parking Lots" as a permitted use in the Downtown Area and "CR" (Commercial/Residential) Districts, as hereinafter provided;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Subsection 2. (2) D. (iii) of Zoning By-law No. 6593 is amended by,
 - (a) adding the word ",structure," between the words "building" and "or" in the first line; and,
 - (b) deleting the word ",of" between the words "only" and "motor-driven" in the second line; and,
 - (c) deleting the words "pursuant to previous arrangements and not to transients" in the third and fourth lines,

so that the entire clause reads as follows:

"Garage, Storage" shall mean a building, structure, or portion thereof used for housing only motor-driven vehicles, and where fuels and lubricants are not sold, and motor-driven vehicles are not equipped for operation, repaired, hired or sold;"

2. Subsection 14. (1) (viii) of Zoning By-law No. 6593 is amended by,
 - (a) adding the words "a public parking lot located in the area shown on Schedule "N",", between the words "except" and "a" in the second line,

so that the entire clause shall read as follows:

"Any commercial use permitted in an "E" or "G" District without limitation of the number of employees except a public parking lot located in the area shown on Schedule "N", a massage parlour, public bath or a theatre."

3. Subsection 15. (1) (ii) of Zoning By-law No. 6593 is amended by,
- (a) deleting the word "and" in the last line and replacing it with the word "or"; and,
 - (b) adding the phrase "a public parking lot located in the area shown on Schedule "N",", between the words "except" and "a" in the second line,

so that the entire clause shall read as follows:

"Any commercial use which is permitted in a residential district or other commercial district except a public parking lot located in the area shown on Schedule "N", a penny arcade, or a third party/billboard sign."

4. Subsection 15A. (1) (xvii) of Zoning By-law No. 6593 is hereby deleted in its entirety and replaced with the following clause:

"Parking spaces, or a storage garage;"

5. Paragraph 15B. (3) (b) 17. of Zoning By-law No. 6593 is hereby deleted in its entirety and replaced with the following clause:

"Parking spaces, or a storage garage;"

6. Paragraph 15B. (3) (b) 20. of Zoning By-law No. 6593 is hereby deleted in its entirety.

7. Subsection 15B. (21) of Zoning By-law No. 6593 is amended by deleting the phrase "(Shall not apply to a public parking structure)" at the end of the clause.

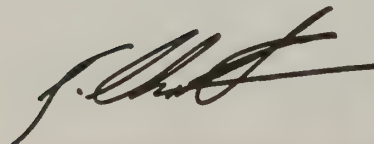
8. Subsection 15B. (23) of Zoning By-law No. 6593 is amended by deleting the phrase "(Shall not apply to a public parking structure)" at the end of the clause.

9. Section 22 – Restricted Area By-laws Repealed, of Zoning By-law No. 6593, is amended by adding thereto Schedule "N", attached hereto and forming part of this by-law as Schedule "A".

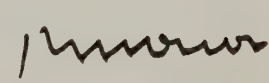
10. In all other respects, By-law No. 6593, as amended, is hereby confirmed, unchanged.

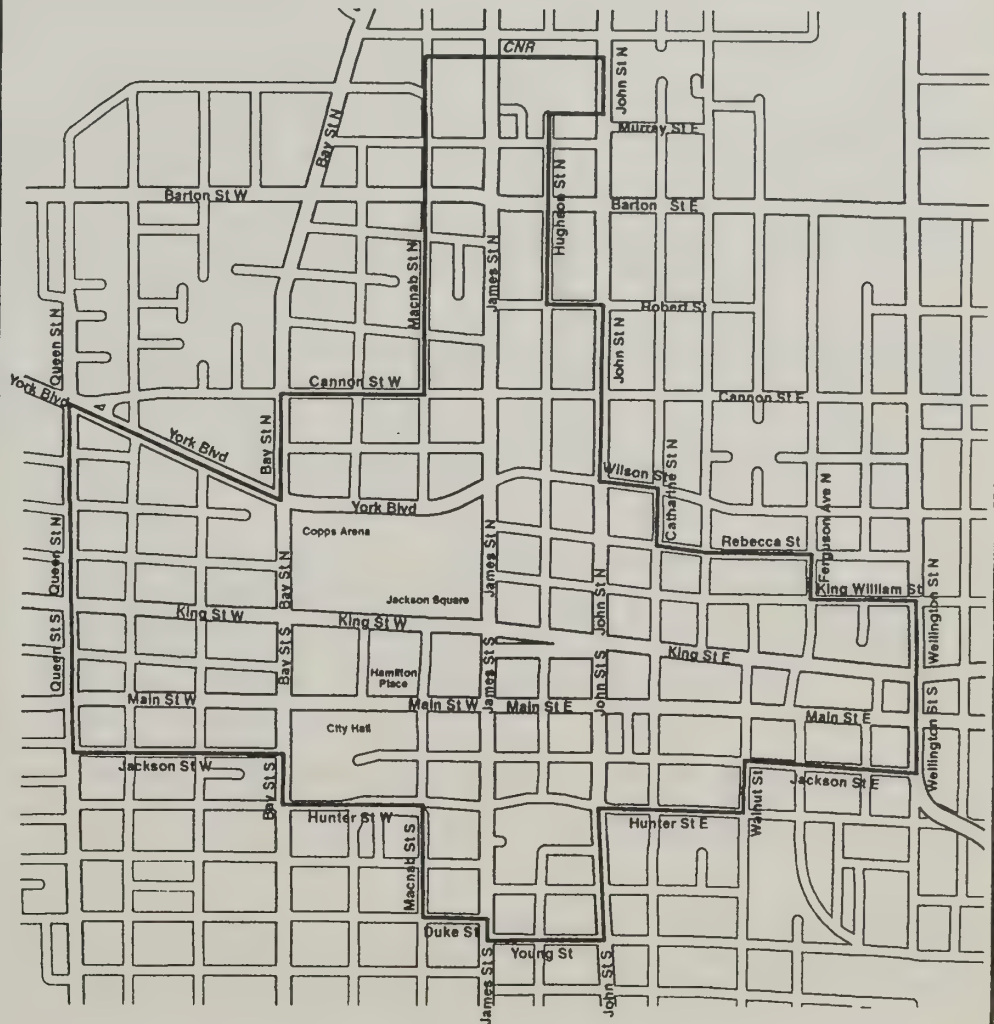
11. The Municipal Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this 9th day of December A.D. 1999


MUNICIPAL CLERK




MAYOR

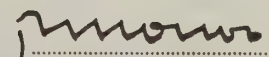


NOTE: All dimensions are in metres

Schedule "N" to Zoning By-Law No. 6593

This is Schedule "A" to By-Law No. 99-174.
Passed the 9th day of December 1999.


Municipal Clerk


Mayor

City of Hamilton

Schedule "A"

Map Forming Part of
By-Law No. 99-174.

Community Planning and Development Division

Legend

Change In zoning:

 public parking lots not permitted within this area



Scale
Not to Scale
Date
NOV 1999

Reference File No.
CI-99-B
Drawn By
D.L.

BY-LAW NO. 99 - 175

CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 9TH DAY OF DECEMBER 1999.

WHEREAS by Section 9 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

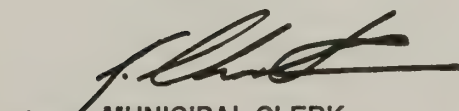
AND WHEREAS by Sub-section 1 of Section 101 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

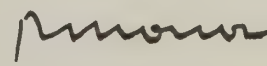
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the Municipal Clerk, or in the absence of the Municipal Clerk, the Acting Municipal Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 9th day of December 1999


Acting MUNICIPAL CLERK




MAYOR

BY-LAW NO. 99 - 176

CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 7TH DAY OF DECEMBER 1999.

WHEREAS by Section 9 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

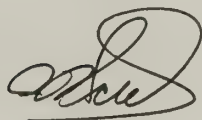
AND WHEREAS by Sub-section 1 of Section 101 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the Municipal Clerk, or in the absence of the Municipal Clerk, the Acting Municipal Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 7th day of December 1999



MUNICIPAL CLERK



MAYOR

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 99- 177

BEING A BY-LAW TO AMEND
BY-LAW NO. 89-72 TO REGULATE TRAFFIC

WHEREAS Section 210(123) of the Municipal Act, R.S.O. 1990, Chapter M.45, as amended, confers upon the councils of all municipalities the power to enact by-laws for regulating traffic on highways subject to the Highway Traffic Act;

AND WHEREAS Section 314(7) of the Municipal Act confers upon councils of all municipalities the power to enact by-laws to provide for placing, regulating and maintaining upon the public highways traffic signs for the purpose of guiding and directing traffic;

AND WHEREAS on the 28th day of February, 1989, the Council of the Corporation of the City of Hamilton enacted By-law 89-72 to regulate traffic;

AND WHEREAS it is necessary to amend By-law 89-72, as amended;

NOW THEREFORE the Council of the Corporation of the City of Hamilton enacts as follows:

1. That **Schedule 24 (Parking Meter Locations)** of By-law 89-72, as amended, is hereby further amended by adding to **Section 1(A)** thereof, (Three Hour Limit, At fifty cents per hour), the following item, namely:-

"Walnut East King to 108 feet south of King William"

2. That **Schedule 25 (Parking Time Limits)** of By-law 89-72, as amended, is hereby further amended by adding thereto the following items, namely:-

"Dalewood	West	Traymore to Arnold	2 hr	8 am - 4 pm	Mon - Fri
Dalewood	West	Arnold to King	1 hr	8 am - 4 pm	Mon - Fri
Hess	East	Duke to south property line of 181 Hess St. S.	3 hr	8 am - 8 am (24 hours)	Mon - Sun
Normandy	South	Rodgers to Auburn	1 hr	8 am - 6 pm	Mon - Fri
Jerome	East	Riverdale to Delawana & South	2 hr	8 am - 8 am (24 hours)	Mon - Sun
Leslie	Both	West 32nd to West 33rd	1 hr	8 am - 6 pm	Mon - Fri
West 34th	Both	Bendamere to Leslie	1 hr	8 am - 4 pm	Mon - Fri"

and by deleting therefrom the following items, namely:-

"Dalewood	West	Traymore to Arnold	2 hr	8 am - 6 pm	Mon - Fri
Dalewood	West	Arnold to King	1 hr	8 am - 6 pm	Mon - Fri

Bond	East	Commencing 62 feet north of Main to a point 61 feet northerly therefrom	2 hr	8 am – 8 am (24 hours)	Mon – Sun
Hess	East	Robinson to Duke	3 hr	8 am - 8 pm (24 hrs)	Mon - Sun
Normandy	Both	Rodgers to Auburn	1 hr	8 am - 6 pm	Mon - Fri
West 34th	Both	Bendamere to Leslie	2 hr	8 am - 4 pm	Mon - Fri"

3. That **Schedule 26 (No Parking Areas)** of By-law 89-72, as amended, is hereby further amended by adding thereto the following items, namely:-

"Bond	East	Main to a point 107 feet northerly			Anytime
King	North	commencing 47 feet west of Sterling and extending 28 feet westerly therefrom			Anytime
Walnut	East	King William to 108 feet southerly			Anytime
Ferguson	East	commencing 303 feet north of Cannon and extending 148 feet northerly therefrom	11 pm - 8 am		Mon - Fri
Barnesdale	West	King to Vineland			Anytime
Fraser	East	commencing 36 feet north of Edinburg and extending 20 feet northerly therefrom	9 am - 6 pm		
Normandy	North	Barons to Rodgers			Anytime
Harrisford	West	Greenhill to 157 feet northerly therefrom	9 am - 5 pm		Mon - Fri
Fonthill	West	commencing at the north curb line of Fonthill and extending 59 feet northerly therefrom			Anytime
Fonthill	North	commencing at the west curb line of Fonthill and extending 47 feet westerly therefrom			Anytime
Gisele	North	commencing 80 feet west of Westvillage and extending 30 feet westerly therefrom			Anytime"

and by deleting therefrom the following items, namely:-

"Bond	East	Main to 62 feet north			Anytime
Walnut	East	King to King William			.Anytime"

4. That **Schedule 27 (Alternate Side Parking)** of By-law 89-72, as amended, is hereby further amended by adding thereto the following items, namely:-

"Barnesdale Avenue South Vineland Avenue to Dunsmure Road	West	East
Normandy Road Crosthwaite Avenue to Barons Avenue	North	South
Walter Avenue Dunsmure Road to Melvin Avenue	East	West
Walter Avenue Melvin Avenue to Barton Street	West	East
West 34th Street Bendamere Avenue to Leslie Avenue	West	East"

and by deleting therefrom the following items, namely:-

"Barnesdale Avenue South Dunsmure Road to King Street East	West	East
Normandy Road Crosthwaite Avenue to Rodgers Road	North	South
Walter Avenue Dunsmure Road to Barton Street	East	West"

5. That **Schedule 34 (Sticker Permit Parking)** of By-law 89-72, as amended, is hereby further amended by adding thereto the following items, namely:-

"Douglas	East	commencing 25 feet south of Keith and extending 18 feet southerly therefrom	Anytime
Land	North	commencing 102 feet west of Niagara and extending 17 feet westerly therefrom	Anytime
Fairfield	East	commencing 65 feet north of Vansitmart and extending 18 feet northerly therefrom	Anytime
Grenfell	South	commencing 63 feet west of Stapleton and extending 20 feet westerly therefrom	Anytime"

and by deleting therefrom the following items, namely:-

"Case	South	commencing at a point 165 feet east of Sherman and extending to a point 23 feet easterly therefrom	Anytime
Carrick	East	commencing 205 feet south of King and extending 28 feet southerly therefrom	Anytime
Fraser	East	commencing 172 feet north of Campbell and extending to a point 24 feet northerly	Anytime

Cope East commencing 133 feet south of the northerly Anytime"
end and extending 18 feet southerly therefrom

6. In all other respects By-law 89-72 and all Schedules thereto, as amended, is hereby confirmed unchanged.
7. This By-law shall come into force and take effect on the date of its passing and enactment.

PASSED this 14th day of December 1999.



MUNICIPAL CLERK



MAYOR

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 99- 178

BEING A BY-LAW TO AMEND
BY-LAW NO. 89-72 TO REGULATE TRAFFIC

WHEREAS Section 210(123) of the Municipal Act, R.S.O. 1990, Chapter M.45, as amended, confers upon the councils of all municipalities the power to enact by-laws for regulating traffic on highways subject to the Highway Traffic Act;

AND WHEREAS Section 314(7) of the Municipal Act confers upon councils of all municipalities the power to enact by-laws to provide for placing, regulating and maintaining upon the public highways traffic signs for the purpose of guiding and directing traffic;

AND WHEREAS on the 28th day of February, 1989, the Council of the Corporation of the City of Hamilton enacted By-law 89-72 to regulate traffic;

AND WHEREAS it is necessary to amend By-law 89-72, as amended;

NOW THEREFORE the Council of the Corporation of the City of Hamilton enacts as follows:

1. That **Schedule 10 (Stops At Intersections)** of By-law 89-72, as amended, is hereby further amended by adding thereto the following items, namely:-

"Daleview	Southbound	Sanders
Binkley	Northbound	Sanders
Kingsmount	Northbound	Sanders
Fassett (South Leg)	Eastbound	Elgar
Westvillage	Southbound	Gisele
Gledhill	Northbound	Brigadoon
Upper Horning	Northbound and Southbound	Amalfi"

2. That **Schedule 23 (Hamilton Street Railway)** of By-law 89-72, as amended, is hereby further amended by adding to the **INBOUND** column thereof following item, namely:-

"Roxborough, 21 feet east of Ivon (N/S)"

and by deleting therefrom the following items, namely:-

"Roxborough at Julian

Roxborough at Adeline"

3. That **Schedule 31 (School Bus Loading Zones)** of By-law 89-72, as amended, is hereby further amended by adding thereto the following items, namely:-

"Britannia	North	40 feet	commencing 57 feet west of Oriole	7:00 am - 6:00 pm Monday to Saturday
Province	East	50 feet	commencing 193 feet north of Roxborough	7:00 am - 6:00 pm Monday to Saturday
Roxborough	North	50 feet	commencing 38 feet west of Graham	7:00 am - 6:00 pm Monday - Saturday

and by deleting therefrom the following item, namely:-

"Britannia	North	40 feet	commencing at a point 129 feet east of MacLaren	7:00 am - 6:00 pm Monday to Saturday
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4. That **Schedule 35 (Wheelchair Loading Zones)** of By-law 89-72, as amended, is hereby further amended by adding thereto the following items, namely:-

"Simcoe	North	21 feet	92 feet west of Catharine	Anytime
Barlake	North	30 feet	152 feet east of Violet	7:00 am - 6:00 pm Monday to Friday

5. In all other respects, By-law 89-72 and all Schedules thereto, as amended, is hereby confirmed unchanged.
6. This By-law shall come into force and take effect on the date of its passing and enactment.

PASSED this 14th day of December 1999.



MUNICIPAL CLERK



MAYOR

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 99- 179

TO INCORPORATE CITY LAND
DESIGNATED AS BLOCK 19, ON PLAN 62M-864
INTO MARILYN COURT

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it necessary to incorporate the land described below into the highway known as Marilyn Court within its limits;

AND WHEREAS the said land is owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

- 1 That the following land is hereby established and laid out as a public highway to form part of Marilyn Court;

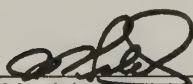
All of Block 19 on Plan 62M-684

City of Hamilton

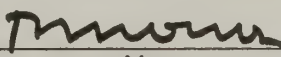
Regional Municipality of Hamilton-Wentworth

2. That the General Manager of Transportation, Operations and Environment Division or his duly authorized agent is hereby authorized to open the said land as a public highway.
3. That this by-law comes into force and takes effect on the date of its registration in the Land Registry Office (No. 62).

PASSED this 14th day of December A.D. 1999.



Municipal Clerk



Mayor



The Corporation of the City of Hamilton

By-law No. 99- 180

To amend By-law 89-75

PARKING OF MOTOR VEHICLES ON PRIVATE PROPERTY AND MUNICIPAL PROPERTY

WHEREAS paragraph 131, Section 210 of the Municipal Act, R.S.O. 1990, c. M.45, as amended, confers upon the Councils of local municipalities the authority to pass a by-law:

For prohibiting the parking or leaving of motor vehicles;

- i on private property without the consent of the owner or occupant of the property; and,
- ii on property owned or occupied by the municipality or any local board thereof without the consent of the of the municipality or local board, as the case may be;

AND WHEREAS By-law 89-75 was passed and enacted on the 28th day of February A.D. 1989, by the Council of the Corporation of the City of Hamilton, in accordance with paragraph 125, Section 210 of the Municipal Act R.S.O. 1980, c.302;

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Item 1 of the 10th Report of the Transport and Environment Committee at its meeting held on the 14th of December, 1999, directed that By-law 89-75, as amended, be further amended as hereinafter provided;

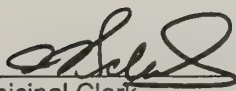
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

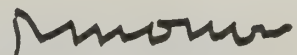
1. That Section 1 of By-law 89-75, as amended, is hereby further amended by deleting therefrom paragraph (e), in its entirety and by substituting in its place the following paragraph, namely:-
 - "(e) "class 3 private property" means property of The Corporation of the City of Hamilton or a local board thereof and property of the Regional Municipality of Hamilton-Wentworth or a local board thereof and such successor municipalities or boards as may be incorporated or established from time to time."
2. That Section 1 of By-law 89-75, as amended is hereby further amended by deleting therefrom paragraph (k), in its entirety, and by substituting in its place the following paragraph, namely:-
 - "(k) "suitable sign" means a sign which complies with such standards respecting size, shape, colour, content, mounting position and location as are established or approved, from time to time, by the Director;"
3. That Section 1 of By-law 89-75, as amended, is hereby further amended by adding thereto the following paragraphs, namely:-

- "(m) "Director" means the Director of Public Works and Traffic for the City of Hamilton, and includes his or her successor and his or her designate for the purpose of carrying out the provisions of this by-law, from time to time, as the case may be.
- (k) "approved permit" means a permit of a type submitted to the Director by the owner or occupant of a property, and which is subsequently approved by the Director as suitable for the purpose of identifying a vehicle which is owned or operated by a person who is authorized by said owner or occupant to park on the property of said owner or occupant."
4. That By-law 89-75, as amended, is hereby further amended by deleting therefrom Section 3, in its entirety, and by substituting in its place the following Section, namely:-
- "3. No person shall park a motor vehicle on class 3 private property without the consent of the Municipality or a Local Board thereof."
5. That Section 5 of By-law 89-75, as amended, is hereby further amended by deleting therefrom subsection (2) in its entirety and by substituting in its place the following subsection, namely:-
- "(2) A constable or by-law enforcement officer, upon discovery of a motor vehicle parked on class 3 private property contrary to the provisions of Section 3 of this By-law may cause the vehicle to be removed and impounded.
6. That Section 6a of By-law 89-75, as amended, is hereby further amended by designating paragraph (b) thereof as paragraph (c), and by adding thereto the following paragraph, namely:-
- "(b) a vehicle parked on class 2 private property of the owner or occupant that is a commercial parking lot which is not a part of, or otherwise associated with, a residential property, and:
- (i) where an approved permit, as issued by the property owner, is not displayed in the lower left hand corner of the front windshield of the subject vehicle, in such a manner as to be entirely in view from the outside of the vehicle; or
- (ii) where specific prohibitions or restrictions respecting parking or stopping are clearly set out on suitable signs posted on the property and are satisfactory to the Director; or,"
7. That Section 7 of By-law 89-75, as amended is hereby further amended by striking out the phrase; "by section 48 of The Mechanics' Lien Act", and by substituting in its place the phrase; "the Repair and Storage Liens Act".
8. That By-law 89-75, as amended, is hereby further amended by deleting therefrom Section 9 in its entirety and by substituting in its place the following Section, namely:-
- "9. Every person who contravenes any provision of this by-law is guilty of an offence and is subject such penalties as are set out in the Provincial Offences Act, R.S.O. 1990, c. P.33."

9. That By-law 89-75, as amended, is hereby further amended by deleting therefrom Section 9a in its entirety and by substituting in its place the following Section, namely:-
- "9a. The owner of a vehicle that is parked, stopped or left standing in contravention of this by-law is guilty of an offence and is subject to such penalties as are set out in the Provincial Offences Act, R.S.O. 1990, c. P.33"
10. That Section 10 of By-law 89-75, as amended, is hereby further amended by deleting therefrom paragraph (c) in its entirety, and by designating paragraph (d) as paragraph (c).
11. This By-law shall come into force effect on the date of its passing and enactment.

Passed this 14th day of December, A.D. 1999


Municipal Clerk


Mayor



The Corporation of the City of Hamilton

BY-LAW NO. 99-181

To Amend:

Zoning By-law No. 6593

Respecting:

LANDS LOCATED AT MUNICIPAL NOS. 1320-1322 KING STREET EAST

WHEREAS it is intended to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "H" (Community Shopping and Commercial, etc.) District provisions, as contained in Section 14. of Zoning By-law No. 6593, applicable to the lands, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the special requirements that,

- (a) notwithstanding Section 14. (1) of Zoning By-law No. 6593, the following use shall be permitted:
 - (i) a senior citizens "residential care facility" for the accommodation of not more than sixty-four (64) residents; and,
- (b) for the purposes of this by-law, a senior citizens "residential care facility" means a residential building in which all residents are at least 60 years of age or older and do not require probationary or custodial care governed by the terms of any court or parole board; and,
- (c) Section 14. (7) of Zoning by-law No. 6593, shall not apply to the subject lands; and,
- (d) notwithstanding Section 14. (9) (i) of Zoning By-law No. 6593, a landscape planting strip of not less than 1.2 metres in width shall be provided and maintained along the westerly lot line within 39.014 metres of King Street East; and,
- (e) Section 18A. (1) (f) of Zoning By-law No. 6593 shall not apply; and,
- (f) notwithstanding Section 18A. (7) of Zoning By-law No. 6593, five (5) parking spaces shall be provided and maintained adjacent to Rosslyn Avenue and shall have a length of not less than 2.3 metres for that portion located on the lot; and,

- (g) a minimum landscape area of 26.8% of the lot area shall be provided and maintained on the lot.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "H" District provisions, subject to the special requirements referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1437.

4. Sheet No. E-45 of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-1437.

5. The Municipal Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this 14th day of December A.D. 1999

MUNICIPAL CLERK

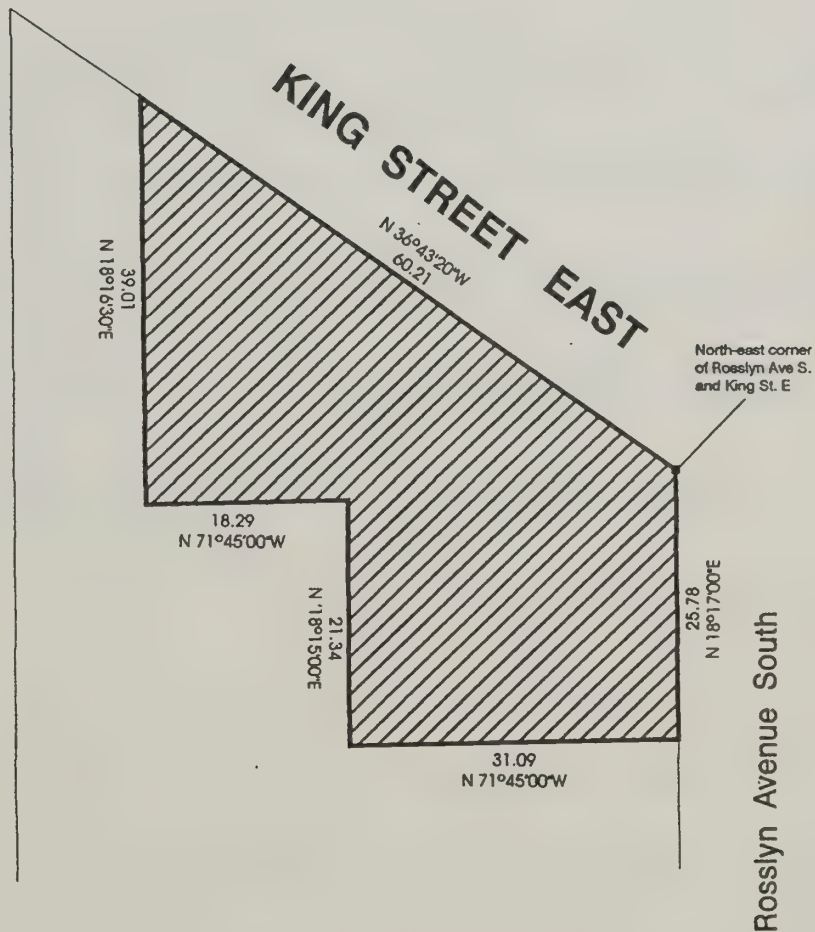


A handwritten signature in black ink, likely belonging to the Mayor.

MAYOR

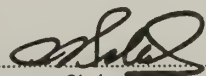
(1999) 26 R.P.D.C. 1, December 14
1018092 Ontario Ltd. (The Rosslyn),
Owner/Prospective Owner
ZAC-99-35

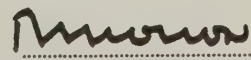
Kensington Avenue South



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 99-181
Passed the 14th day of December, 1999.


Clerk


Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 99-181

Community Planning and Development Division

Legend



Modification to the established
"H" (Community Shopping and
Commercial, etc) District



Scale
Not to Scale

Date
December 1999

Reference File No.
ZAC-99-35

Drawn By
D.L.

The Corporation of the City of Hamilton

Bill No. C-80

BY-LAW NO. 99-182

To Establish a Tariff of Planning Fees
And to Repeal By-law No. 99-090

Respecting:

TARIFF OF PLANNING FEES

WHEREAS Section 69 of the Planning Act, R.S.O. 1990, Chapter P.13 authorizes municipalities to enact a by-law to prescribe a tariff of fees for the processing of applications made in respect of planning matters;

AND WHEREAS By-law No. 99-090, enacted on June 29, 1999, established a Tariff of Planning Fees;

AND WHEREAS the Tariff of Fees have been adjusted in accordance with the Consumer Price Index for Toronto as of December 1, 1999 pursuant to Section 4 of By-law No. 99-090;

AND WHEREAS further revisions to the said Tariff of Fees were authorized by the Council of The Corporation of the City of Hamilton, on December 14, 1999, in adopting Section of the Report of the Planning and Development Committee;

AND WHEREAS to implement the revised Tariff of Planning Fees it is expedient to repeal prior By-law No. 99-090 and to adopt the revised Tariff of Fees as set out in the Schedule "A" annexed to this by-law.

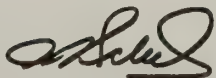
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The tariff of Planning Fees in Schedule "A" annexed hereto and forming part of this by-law are hereby approved and adopted.
2. The fees shall be paid at the time of and with the making of an application referred to in Schedule "A".
3. No application shall be deemed to have been made, and no application shall be received, unless the fee is paid in accordance with this by-law.
4. The amounts of the fees in Schedule "A" of this by-law shall be adjusted annually by the percentage change during the preceding year of the Consumer Price Index for Toronto, and the resulting figures shall be rounded off to the nearest five dollar interval.
5. By-law No. 99-090 is hereby repealed in its entirety and replaced with this by-law.
6. This by-law comes into force on the 1st day of January 2000.

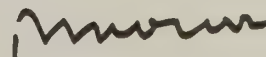
PASSED this 14th day of

December

A.D. 1999



MUNICIPAL CLERK



MAYOR

SCHEDULE "A"

To By-law No. 99- 182

TARIFF OF PLANNING FEES

- (1) Application to initiate an amendment to the Official Plan under Section 17
 - (i) Phase 1 – Services up to the City Council Report.....\$2,000.00
 - (ii) Phase 2 – Services subsequent to the Council resolution approving the application.....\$1,975.00
- (2) Application to initiate a Zoning By-law under Section 34(1) of the Planning Act
 - (i) A routine application.....\$1,850.00
 - (ii) A complex application
 - (a) Phase 1 – Services up to the City Council Report.....\$2,300.00
 - (b) Phase 2 – Services subsequent to the Council Resolution approving the application.....\$1,230.00
- (3) Application to initiate an application for the purpose of,
 - (i) site plan control approval under Section 41.....\$3,075.00
 - (ii) revision to site plan control approval under Section 41.....\$1,130.00
 - (iii) preliminary preview of a site plan.....\$1,130.00
 - (iv) processing a request for site plan approval exemption.....\$ 310.00
 - (v) extension to site plan approval.....\$ 255.00
- (4) Application for the approval of a Plan of Subdivision under Section 51 of the Planning Act,
 - (i) Simple – where no other approvals are required.....\$ 585.00
 - (ii) Complex – where the Official Plan or Neighbourhood Plan or other approvals are required\$1,045.00
- (5) Application for the approval of a Plan of Condominium,
 - (i) for a newly constructed building, where The Regional Municipality of Hamilton-Wentworth approves the plan.....\$ 585.00

- (ii) for a building being converted to a condominium, to be approved by the City of Hamilton, a base fee of.....\$2,120.00
 - Plus \$40.00
 - per unit to a
 - maximum
 - of 40 units
 - (\$1,600.00)
- (6) Application for a revision to a Plan of Subdivision or a Plan of Condominium.....\$ 370.00
- (7) Application for an extension of an approved draft Plan of Subdivision or Plan of Condominium.....\$ 190.00
- (8) Subdivision/Condominium Application Maintenance Fee for files over 3 years old\$ 210.00
- (9) (i) Application for an exemption of part lot control under Section 50(7) of the Planning Act.....\$ 525.00
 - (ii) Application for an extension of Part Lot Control By-law.....\$ 260.00
- (10) Property reports with respect to the Official Plan, zoning status, Rental Housing Protection Act , and Heritage Designation compliance.....\$ 90.00
- (11) Request by the applicant or agent of an Official Plan Amendment or Re-zoning application to cancel a public meeting, per public notice recirculation.....\$ 270.00
- (12) Request for a street name change.....\$4,325.00
- (13) Request for the preparation of a Neighbourhood Plan and modified Neighbourhood Plan.....\$1,170.00
- (14) Request for municipal street numbers.....\$ 90.00
- (15) Application for approval of Consent
 - (i) Land Division Consent Fee.....\$ 825.00
 - (ii) Land Division Consent Application Re-Circulation Fee.....\$ 102.00
 - (iii) Land Division Deed Certification.....\$ 102.00
 - (iv) Land Division Consent Extension or Deferral.....\$ 25.00
 - (v) Land Division Consent Appeal.....\$ 425.00
- (16) Application for approval of Minor Variance
 - (i) Variances or Permission ancillary to 1 and 2 family unit uses\$ 410.00
 - (iii) Variances or Permission (all other)\$ 665.00
 - (iii) Committee of Adjustment Appeal.....\$ 210.00

The Corporation of the City of Hamilton

BY-LAW NO. 99 - 183

To Amend:

Zoning By-law No. 6593

Respecting:

LANDS LOCATED AT THE REAR OF MUNICIPAL NUMBER 843 WEST 5TH STREET

WHEREAS it is intended to change the zoning of the lands hereinafter referred to by amending By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. W-9B of the District Maps appended to and forming part of By-law No. 6593, is amended,

(a) by changing from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District,

the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. The Municipal Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this 14th day of December A.D. 1999



MUNICIPAL CLERK

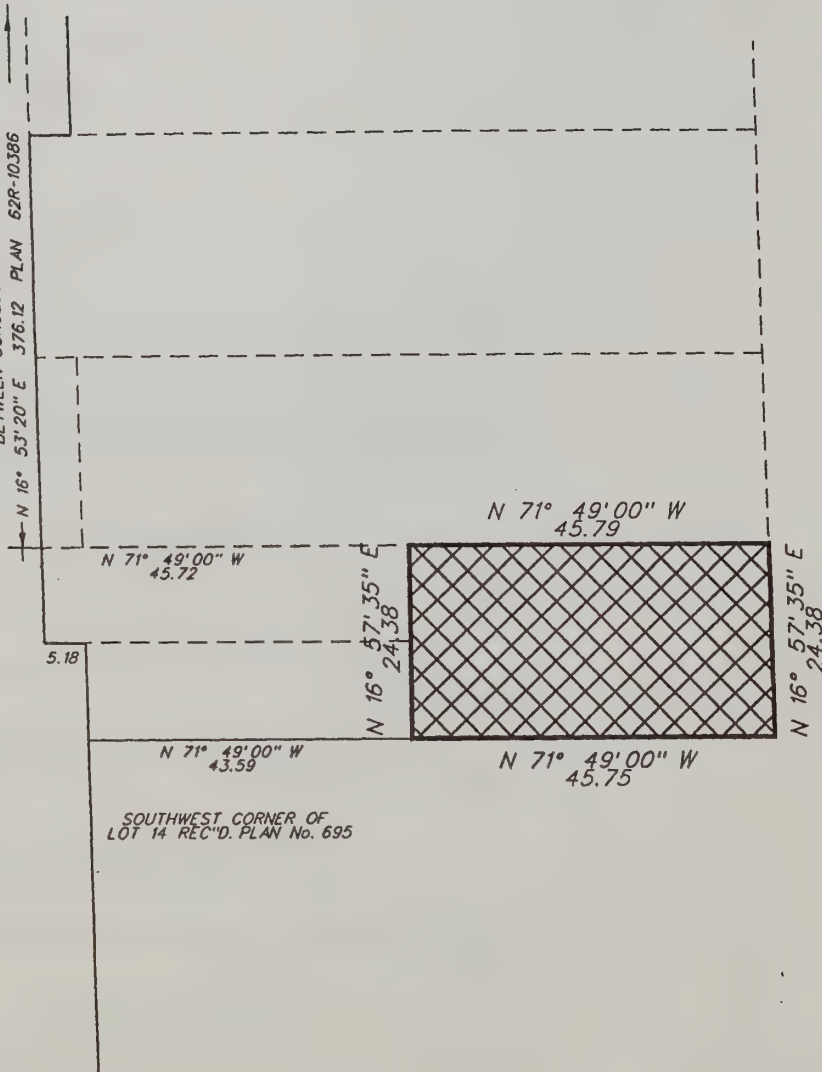


MAYOR

(1999) 27 R.P.D.C. , December 8
Maria Bortolotto, Owner
ZAR-99-32

WEST 5TH STREET

FROM SOUTHERN LIMITS OF ROAD ALLOWANCE
BETWEEN CONCESSIONS 6 AND 7
PLAN 62R-10386



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 99-183
Passed the 14th day of December, 1999.

[Signature]

Clerk

[Signature]

Mayor

City of Hamilton

Schedule "A"

Map Forming Part of
By-Law No. 99-183

to Amend By-Law No. 6593

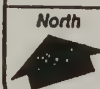
Community Planning and Development Division

Legend

Change in zoning from:



From "AA" (Agricultural) District to
"C" (Urban Protected Residential, etc.) District



North

Scale
NOT TO SCALE

Date
November, 1999

Reference File No.
ZAR-99-32

Drawn By
B. B.

The Corporation of the City of Hamilton

BY-LAW NO. 99 —184

To Remove
Land within the "Tiffany, Phase 3" Subdivision, Plan 62M-884
from Part Lot Control

WHEREAS subsection 5 of Section 50 of the Planning Act, (R.S.O. 1990, Chapter P.13) establishes part-lot control on land within registered plans of subdivision;

AND WHEREAS subsection 7 of Section 50 of the Planning Act, states, in part, as follows:

- (7) **Designation of lands not subject to part lot control.** — Despite subsection (5), the council of a local municipality may by by-law provide that subsection (5) does not apply to land that is within such registered plan or plans of subdivision or parts of them as are designated in the by-law.
- (7.1) **Requirement for approval of by-law.** — A by-law passed under subsection (7) does not take effect until it has been approved by the appropriate approval authority for the purpose of sections 51 and 51.1 in respect of the land covered by the by-law.
- (7.2) **Exemption from approval.** — An approval under subsection (7.1) is not required if the council that passes a by-law under subsection (7) is authorized to approve plans of subdivision under section 51.
- (7.3) **Expiration of by-law.** — A by-law passed under subsection (7) may provide that the by-law expires at the expiration of the time period specified in the by-law and the by-law expires at that time.
- (7.4) **Extension of time period.** — The council of a local municipality may, at any time before the expiration of a by-law under subsection (7), amend the by-law to extend the time period specified for the expiration of the by-law and an approval under subsection (7.1) is not required.
- (7.5) **Amendment or repeal.** — The council of a local municipality may, without an approval under subsection (7.1), repeal or amend a by-law passed under subsection (7) to delete part of the land described in it and, when the requirements of subsection (28) have been complied with, subsection (5) applies to the land affected by the repeal or amendment.

AND WHEREAS the Minister has delegated his authority to approve by-laws enacted under subsection 7 of Section 50 of the Planning Act to the Council of The Regional Municipality of Hamilton-Wentworth pursuant to Section 4 of the Planning Act by Ontario Regulation 476/83;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Subsection 5 of Section 50 of the Planning Act, for the purpose of adjusting the lot lines shall not apply to the following lands:

Lots 38 – 41, inclusive, Registered Plan 62M-884 "Tiffany, Phase 3", in the City of Hamilton, Regional Municipality of Hamilton-Wentworth.

2. (a) This by-law shall come into force and effect on the date of its approval by the Director, Land Development Department, Community Planning and Development Division.
- (b) Where this by-law has been enacted and the said approval has been endorsed hereon, it shall be registered on title to the land described in paragraph one above.
- (c) This By-law shall expire on March 15, 2000.

PASSED this 14th day of December A.D. 1999.



Municipal Clerk



Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 99 - 185

To Amend:

Zoning By-law No. 6593

Respecting:

LANDS LOCATED AT MUNICIPAL NO. 360 JAMES STREET NORTH

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593 passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-3 of the District Maps, appended to and forming part of By-law No. 6593, is amended,

- (a) by changing from "J" (Light and Limited Heavy Industry, etc.) District to "H" (Community Shopping and Commercial, etc.) District, the land comprised in Block "1",
- (b) by changing from "J" (Light and Limited Heavy Industry, etc.) District to "A" (Conservation, Open Space, Park and Recreation) District the land comprised in Block "2",

the extent and boundaries of each of which Blocks "1" and "2" are shown on a plan hereto annexed as Schedule "A".

2. The "H" (Community Shopping and Commercial, etc.) District provisions, as contained in Section 14. of Zoning By-law No. 6593, applicable to the lands comprised in Block "1" are amended to the extent only of the special requirements that,

- (a) notwithstanding Section 14.(1) of Zoning By-law No. 6593, only the following uses shall be permitted:
 - (i) a restaurant, but not a drive-thru or take-out restaurant, banquet hall, training school, lodge, trade union hall, and business or professional person's offices shall be permitted only within the buildings or structures existing on the day of the passing of the by-law provided that,
 - (1) the external appearance and character of the existing buildings shall be preserved and maintained;

- (2) the banquet hall, including any areas for the preparation and cooking of food, shall have a maximum gross floor area of 2,680 square metres;
 - (3) the restaurant shall have a maximum gross floor area of 185 square metres;
 - (4) the business or professional person's offices shall have a maximum gross floor area of 2,210 square metres;
 - (5) the training school, including accessory offices and classrooms, shall have a maximum gross floor area of 1,650 square metres;
-
- (b) Section 18A.(12)(c) of Zoning By-law No. 6593, shall not apply where Block "1" abuts Block "2";
 - (c) Section 18A.(36) of Zoning By-law No. 6593 shall not apply;
 - (f) notwithstanding Section 14.(3) of Zoning By-law No. 6593, for any new building or structure, a minimum setback of 30.0 metres from a railway-right-of-way shall be provided and maintained;
 - (g) a visual barrier having a height of not less than 1.8 metres or greater than 2.0 metres shall be provided and maintained along any lot line abutting a railway right-of-way; and,

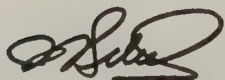
3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "H" District provisions, subject to the special requirements referred to in section 2.

4. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1425.

5. Sheet No. E-3 of the District Maps is amended by marking the lands comprised in Block "1", S-1425.

6. The Municipal Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this 14th day of December, A.D. 1999

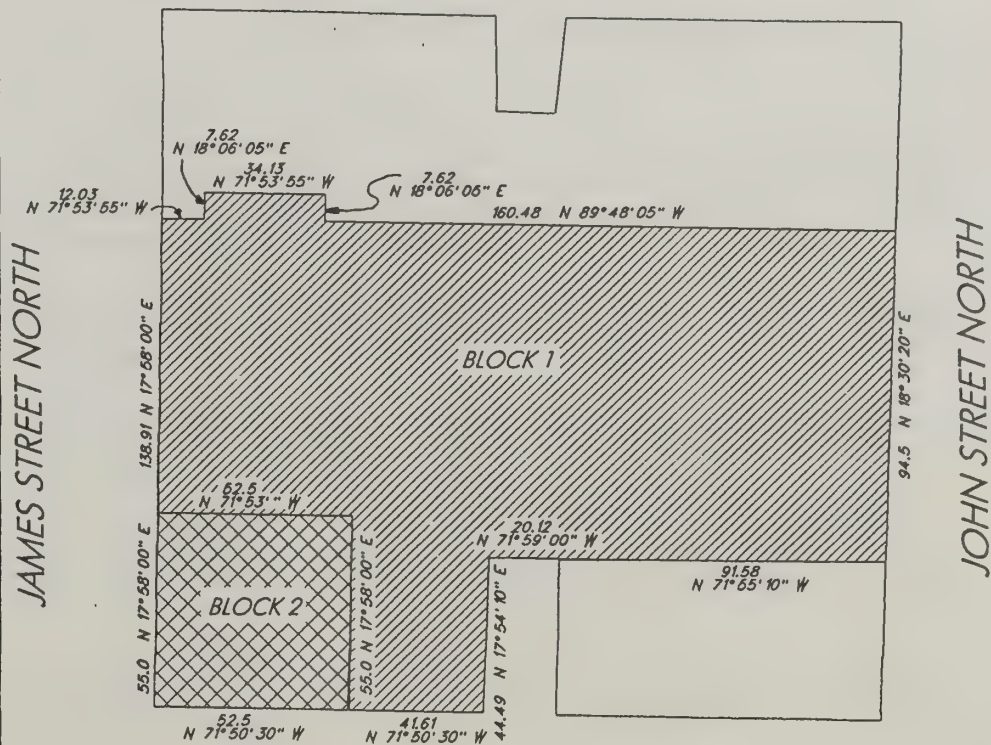


MUNICIPAL CLERK



MAYOR

STRACHAN STREET EAST



MURRAY STREET EAST

NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 99-185
Passed the 14th day of December, 1999.

[Signature]
Clerk

[Signature]
Mayor

City of Hamilton

Schedule "A"

Map Forming Part of
By-Law No. 99-185
to Amend By-Law No. 6593

Planning and Development Department

Legend

Change in zoning from:

- BLOCK 1 "J" (Light and Limited Heavy Industry, etc.) District to "H" (Community Shopping and Commercial etc.) District, modified
- BLOCK 2 "J" (Light and Limited Heavy Industry, etc.) District to "A" (Conservation, Open Space, Park and Recreation) District.

North



Scale

NOT TO SCALE

Date

Dec. 1999

Reference File No.

ZAC-99-09

Drawn By

R.L.

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO.99-186

TO AUTHORIZE AN EXTENSION AGREEMENT

FOR PAYMENT OF REALTY TAX ARREARS

WHEREAS the Municipal Tax Sales Act, R.S.O. 1990, c.M.60, (hereinafter referred to as the "Act"), states that the Council of a municipality may, by by-law, authorize an Extension Agreement with the owner of land in arrears of realty taxes in excess of three (3) years after the registration of a Tax Arrears Certificate and before the expiry of the one year redemption period;

AND WHEREAS the Municipal Tax Sales Act (section 8) states that the said Extension Agreement may extend the period of time, upon the terms specified therein, within which the Cancellation Price is to be paid;

AND WHEREAS, pursuant to the Municipal Tax Sales Act, the Treasurer did register a Tax Arrears Certificate indicating arrears of realty taxes in excess of three (3) years on the lands described in Schedule "A" annexed hereto,

AND WHEREAS, the said land is recorded by The Corporation of the City of Hamilton under the specific Tax Roll Serial Nos. indicated in Schedule "A" annexed hereto.

AND WHEREAS, The Owners of the lands described in Schedule "A" have requested that the City exercise its discretion to pass a bylaw to authorize an Extension Agreement to extend the period of time in which the Cancellation Price may be paid.

AND WHEREAS the one year period within which this by-law may be enacted will therefore expire on the days described as the redemption date of Schedule "A" attached hereto.

NOW THEREFORE the Council of the Corporation of the City of Hamilton enacts as follows:

1. (a) The time open for acceptance and the permitted payments of the Cancellation Price beyond the expiry of the said one year redemption period as set out in Schedule "A" are hereby authorized to be extended pursuant to an Extension Agreement.
- (b) The owner of the land described in Schedule "A" may, on or before the redemption date, enter into the Extension Agreement with The Corporation of the City of Hamilton, and the Mayor and Municipal Clerk are hereby authorized to execute the Extension Agreement on behalf of the City.
2. As provided in the Municipal Tax Sales Act, notwithstanding any other provision of this Extension Agreement, it is understood and agreed that while the Extension Agreement remains a subsisting agreement in good standing:

(a) that the Extension Agreement does not reduce the amount of the Cancellation Price.

(b) that the Extension Agreement does not prohibit any person from paying the Cancellation Price at any time.

(c) that any person may pay the Cancellation Price at any time.

(d) that the Extension Agreement terminates upon payment of the Cancellation Price by any person.

(e) that the Extension Agreement shall cease to be considered a subsisting Extension Agreement for purposes of section 9(2) of the Act, when and under what conditions set out in the Extension Agreement.

3. As also provided in the Municipal Tax Sales Act,

(a) while such Extension Agreement is in good standing, the period of such time shall not be counted in calculating the time within which the Cancellation Price may be paid.

(b) upon default by owner in complying with the Extension Agreement or any term thereof, the Extension Agreement shall cease and, (unless there remains time within which the Cancellation Price may be paid and is paid), the land shall be offered for sale by the Treasurer.

PASSED this 14th day of December 1999, A.D.,



MUNICIPAL CLERK



MAYOR

SCHEDULE "A"
EXTENSION AGREEMENTS

1) PROPERTY ADDRESS
SERIAL NUMBER
REDEMPTION DATE

59 GREENCEDAR DRIVE
08 10610 1300
OCTOBER 21, 2000

2) PROPERTY ADDRESS
SERIAL NUMBER
REDEMPTION DATE

25 WEST AVE. S.
03 02020 1330
OCTOBER 14, 2000

BY-LAW NO. 99 - 187

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 14TH DAY OF DECEMBER, 1999.

WHEREAS by Section 9 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

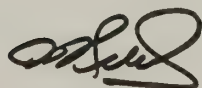
AND WHEREAS by Sub-section 1 of Section 101 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

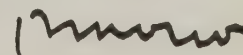
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the Municipal Clerk, or in the absence of the Municipal Clerk, the Acting Municipal Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 14th day of DECEMBER A.D. 1999



MUNICIPAL CLERK



MAYOR

BY-LAW NO. 99 - 188

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 17TH DAY OF DECEMBER, 1999.

WHEREAS by Section 9 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 101 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Acting City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 17th day of December

A.D. 1999.



MUNICIPAL CLERK



MAYOR

BY-LAW NO. 99 - 189

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 21ST DAY OF DECEMBER, 1999.

WHEREAS by Section 9 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 101 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the Municipal Clerk, or in the absence of the Municipal Clerk, the Acting Municipal Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 21th day of DECEMBER

A.D. 1999

M.A. Rallo
MUNICIPAL CLERK



Robert Munn
MAYOR

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